DEPARTMENT OF THE ARMY
UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND
75th MILITARY POLICE DETACHMENT (CID) (-)
MOSUL AIRFIELD-MOSUL, IRAQ
APO AE 09325-6169

REPLY TO ATTENTION OF

CIRC-CFC (195-2) 16 Oct 2004

SUBJECT: CID REPORT OF INVESTIGATION – FINAL-REFERRED – 0237-03-CID259-61219 – 5H3D / 9G2A / 9G2B

DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 4 NOV 2003/0300 – 4 NOV 2003/0845; ABU GHRAIB PRISON; ABU GHRAIB, IRAQ (IZ)

DATE/TIME REPORTED: 4 Nov 03, 2245

INVESTIGATED BY: SA [redacted] SA [redacted] SA [redacted] SA [redacted] SA [redacted] SA [redacted] SA [redacted]

SUBJECT(S): 1. UNKNOWN; [INVOLUNTARY MANSLAUGHTER]

VICTIM: 1. AL-JAMADI, MANADEL; CIV (NO DETAINEE NUMBER ASSIGNED); IRAQ; M; OTHER; ABU GHRAIB PRISON, ABU GHRAIB, IRAQ; XZ; (NFI); [INVOLUNTARY MANSLAUGHTER]

INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" investigation.

This investigation was initiated upon notification of Mr. Al-Jamadi's death while being detained at Abu Ghraib Prison.

Investigation revealed that on 4 Nov 03, members of U.S. Navy Seal Team Seven (ST-7) located Mr. Al-Jamadi at his residence south of Baghdad, Iraq. Mr. Al-Jamadi allegedly resisted apprehension and was taken into custody after a physical altercation with a ST-7 member. Mr. Al-Jamadi was placed in the rear of a High Mobility Multi Wheeled Vehicle (HMMWV) and driven to FOB St. Michael, where he was repeatedly kicked, punched and struck with weapons by ST-7 members.

Mr. Al-Jamadi was then driven to Baghdad International Airport (BIAP) where he was interrogated by members of the Central Intelligence Agency (CIA). Following his

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interrogation, Mr. Al-Jamadi was transported to Abu Ghraib Prison. During an interrogation at the prison conducted by CIA personnel, Mr. Al-JAMADI died.

The Final Autopsy Report listed the cause of Mr. AL-JAMADI's death as blunt force injuries of the torso complicated by compromised respiration, and the manner of Mr. Al-JAMADI's death as homicide.

The Naval Criminal Investigative Service (NCIS) has assumed responsibility for this investigation and has declined any further assistance from CID. NCIS has not identified any of the subjects of their investigation to this office.

STATUTES:

Article 119, UCMJ: Involuntary Manslaughter

EXHIBITS/SUBSTANTIATION:

Attached:

1. Agents Investigation Report (AIR) of SA [redacted], 8 Nov 03, detailing the basis for investigation; death scene examination; and interviews of SPC [redacted] and Dr. [redacted]

2. Death Scene Sketch prepared by SA [redacted], 5 Nov 03.

3. Compact disc (CD) 0237-03-CID259-61219 containing photographic images of the Death Scene.

4. AIR of SA [redacted], 11 Nov 03, detailing his examination of Mr. Al-JAMADI's remains, the exposure of photograph of the remains; his assistance with Mr. Al-JAMADI's autopsy; and the receipt of the autopsy photographs.

5. Photographic Packet (CD) consisting of 55 photographs of Mr. Al-JAMADI's remains.

6. CD containing autopsy photographs of Mr. Al-JAMADI (USACRC and file copies only).

7. AIR of SA [redacted], 21 Jan 04, detailing his interviews of "[redacted]" Mr. [redacted], and SGT [redacted] SA [redacted] interview of "Mr. [redacted]" and his receipt of the Preliminary Autopsy Report and NCIS Report of Investigation.

8. Preliminary Autopsy Report, 9 Nov 03, pertaining to Mr. Al-JAMADI.

9. NCIS Report of Investigation, 16 Dec 03, with attachments.

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10. AIR of SA [redacted] 10 Mar 04, detailing an examination of the Death Scene, and coordination with SSG [redacted]

11. AIR of SA [redacted], 27 Mar 04, detailing his interview of SPC [redacted] (Copy only, original lost in mail).

12. Sworn Statement of SPC [redacted], 25 Mar 04 (Copy only, original lost in mail).

13. AIR of SA [redacted] 17 May 04, detailing the production of an imaged hard drive from a lap top computer.

14. AIR of SA [redacted], 8 Jul 04, detailing the preparation of a cross projection sketches of the east and west walls of the Death Scene, and coordination with Mr. [redacted]

15. Cross projection sketches of Death Scene (2), prepared by SA [redacted], 7 Jul 04 and 8 Jul 04.

16. AIR of SA [redacted], 13 Apr 04, detailing the receipt of the Final Autopsy Report; the submission of a Crime Lab Examination Request; interviews of SPC [redacted], SPC [redacted], GM1 [redacted] AM1 [redacted] and ABH1 [redacted] and the receipt of Interview Reports of SGT [redacted], SSG [redacted], CPT [redacted] and SSG [redacted], by CIA/OIG.

17. Final Autopsy Report, 9 Jan 04, pertaining to Mr. Al-JAMADI.

18. Crime Lab Examination Request, 15 Mar 04 (USACRC and File copies only).

19. Sworn Statement of SPC [redacted], 18 Mar 04.

20. Rights Waiver Certificate and Sworn Statement of GM1 [redacted], 7 Apr 04.

21. Rights Waiver Certificate and Sworn Statement of AM1 [redacted] 7 Apr 04.

22. Rights Waiver Certificate of ABH1 [redacted], 7 Apr 04.

23. Interview Report of SA [redacted] 23 Mar 04.

24. Interview Report of SGT [redacted], 3 Apr 04.

25. Interview Report of SSG [redacted] 3 Apr 04.

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26. Interview Report of CPT [redacted] 5 Apr 04

27. Interview Report of SSG [redacted] 7 Apr 04.

28. AIR of SA [redacted] 4 May 04, detailing his interview of LCDR [redacted]

29. AIR of SA [redacted] 4 May 04, detailing his interview of BMCS [redacted]

30. AIR of SA [redacted] 6 May 04, detailing his interview of AOSN [redacted]

31. AIR of SA [redacted] 10 May 04, detailing his interview of LT [redacted]

32. AIR of SA [redacted] 10 May 04, detailing his interview of HM1 [redacted]

33. AIR of SA [redacted] 11 May 04, detailing his interview of ABH1 [redacted]

34. AIR of SA [redacted] 11 May 04, detailing his interview of LTJG [redacted]

35. AIR of SA [redacted] 18 May 04, detailing his interview of HM2 [redacted]

36. AIR of SA [redacted] 19 May 04, detailing his interview of BMC [redacted]

37. AIR of SA [redacted] 1 Jul 04, detailing his attempt to interview CPT [redacted]

38. Rights Non-Waiver Certificate of CPT [redacted] 1 Jul 04.

39. AIR of SA [redacted] 20 Jul 04, detailing the receipt of NCIS Investigative Actions detailing interviews of SK1 [redacted], BM1 [redacted], PO [redacted], LT [redacted], and AM1 [redacted] NCIS Report of Investigation detailing interview of AO2 [redacted] Sworn Statements of AO2 [redacted] ET2 [redacted] AO3 [redacted] AO2 [redacted] PR2 [redacted] ITI [redacted] HMCS [redacted] EN1 [redacted] LT [redacted] IS2 [redacted] GM1 [redacted] IS1 [redacted] BMCS [redacted] PO [redacted] and HT1 [redacted] obtained by NCIS; Transcript of interviews of AO3 [redacted] conducted by CAPT [redacted] and CAPT [redacted], Rights Waiver and Statement of LT [redacted] obtained by NCIS; coordination with CIA/OIG; receipt of a Transmittal of Information (TOI) from SA [redacted] and receipt of news articles pertaining to Mr. Al-JAMADI's death.

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40. Investigative Action, 1 Jul 04, pertaining to SK1 [redacted]

41. Report of Investigation, 7 Jul 04, pertaining to AO2 [redacted]

42. Sworn Statement of AO2 [redacted], 1 Jul 04.

43. Sworn Statement of ET2 [redacted] 1 Jul 04.

44. Interview transcripts (2) of AO3 [redacted] (undated).

45. Sworn Statement of AO3 [redacted] 6 Jul 04.

46. Sworn Statement of AO2 [redacted] 7 Jul 04.

47. Sworn Statement of PR2 [redacted] 9 Jul 04.

48. Sworn Statement of ITI [redacted] 9 Jul 04.

49. Sworn Statement of HMCS [redacted] 9 Jul 04.

50. Sworn Statement of EN1 [redacted] 9 Jul 04.

51. Sworn Statement of LT [redacted] 9 Jul 04.

52. Investigative Action, 9 Jul 04, pertaining to BM1 [redacted]

53. Investigative Action, 12 Jul 04, pertaining to PO [redacted]

54. Sworn Statement of IS2 [redacted] 13 Jul 04.

55. Sworn Statement of GM1 [redacted] 15 Jul 04.

56. Sworn Statement of IS1 [redacted] 15 Jul 04.

57. Investigative Action, 18 Jul 04, pertaining to LT [redacted]

58. Rights Waiver and Statement of LT [redacted] 16 Jul 04.

59. Investigative Action, 19 Jul 04, pertaining to AM1 [redacted]

60. Sworn Statement of BMCS [redacted] 19 Jul 04.

61. Sworn Statement of PO [redacted] 19 Jul 04.

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62. Sworn Statement of HT1 [redacted], 19 Jul 04.

63. AIR of SA [redacted] 22 Jul 04, detailing his attempt to interview LTC [redacted]

64. Rights Non-Waiver Certificate of LTC [redacted], 22 Jul 04.

65. AIR of SA [redacted] 1 Oct 04, detailing the receipt of laboratory examination results; receipt of interview reports of 1LT [redacted] PFC [redacted] SGT [redacted] SPC [redacted], SPC [redacted] AO2 [redacted] HMCS [redacted], AOAN [redacted], GM2 [redacted] LT [redacted] and BMC [redacted] obtained by CIA/OIG; receipt of photographs of Navy personnel from NCIS; coordination with SA [redacted] regarding the interview of COL [redacted] and the receipt of a Transmittal of Information (TOI) consisting of NCIS interviews of Navy Personnel from SA [redacted]

66. USACIL Latent Print and Serology Division Final Reports (2), USACIL Case Number 2004-CID131-0785.

67. Interview Report of 1LT [redacted] 23 APR 04.

68. Interview Report of PFC [redacted] 23 Apr 04.

69. Photographs (4) of Navy personnel with detainee.

70. Interview Report of SGT [redacted] 3 Jul 04.

71. Interview Report of SPC [redacted] 3 Jul 04.

72. Interview Report of SPC [redacted] 3 Jul 04.

73. Interview Report of AO2 [redacted] 26 Jul 04.

74. Interview Report of HMCS [redacted] 29 Jul 04.

75. Interview Report of AOAN [redacted] 29 Jul 04.

76. Interview Report of GM2 [redacted] 10 Aug 04.

77. Interview Report of LT [redacted] 10 Aug 04.

78. Interview Report of BMC [redacted] 10 Aug 04.

79. TOI consisting of interview reports of Navy Personnel.

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80. News Articles.

81. DA Form 4137, Voucher Number 541-03 (2).

Not Attached:

Retained in the theater evidence depository, 22nd Military Police Battalion (CID), Baghdad, Iraq:

83. Jumpsuit. (Voucher Number 541-03).

84. Glove, green (15). (Voucher Number 541-03).

85. Glove, white (3). (Voucher Number 541-03).

86. Gauze and paper-type debris (5). (Voucher Number 541-03).

87. Plastic Bag (2). (Voucher Number 541-03).

88. Bottle. (Voucher Number 541-03).

The originals of Exhibits 1-5, 7, 10, 13-16, 19-22, 28-39, and 63-65 are forwarded with the USACRC copy of this report. The originals of Exhibits 6, 8, and 17 are retained in the files of the Office of the Armed Forces Medical Examiner, Armed Forces Institute of Pathology, Rockville, MD. The originals of Exhibit 9, 40-62, 69, and 79 are retained in the files of NCIS. The originals of Exhibits 18 and 66 are retained in the files of USACIL. The originals of Exhibits 11 and 12 were lost in the U.S. Mail and have not been located. The originals of Exhibit 23-27, 67, 68, and 70-78 are retained in the files of the Central Intelligence Agency Office of the Inspector General. The originals of Exhibit 80 are retained in the files of their respective news agencies. The originals of Exhibits 81 are retained in the files of the evidence custodian, 22nd Military Police Battalion.

STATUS: This is a Final Referred Report prepared IAW CIDR 195-1, Para 4-10a(1) in that the Army CID does not have the primary investigative responsibility and NCIS has accepted referral of this investigation.

Report Prepared By:

[redacted]

Special Agent, [redacted]

Report Approved By:

[redacted]

CW3, MP
Special Agent in Charge

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DISTRIBUTION:

1 - Director, U.S. Army Crime Records Center, USACIDC, Attn: CICR-CR, 6010 6th Street, Fort Belvoir, VA 22060-5506 (Original)
1 – THRU: Commander, 22nd MP Battalion (CID) (FWD), Attn: Operations Officer, (CID)(FWD), Baghdad, Iraq
THRU: Commander, 3d Military Police Group (CID), Fort Gillem, GA
TO: Commander, HQ USACIDC, CIOP-ZA, Fort Belvoir. VA
1-- NCIS, Washington DC
1 – Chief of Staff, TFO (e mail only, less exhibits)
1 – Staff Judge Advocate, TFO (e mail only, less exhibits)
1 – Provost Marshal's Office, TFO (e mail only, less exhibits)
1 - File

DEPARTMENT OF THE ARMY
United States Army Criminal Investigation Command
Stuttgart Branch Office, 1002d CID Battalion
UNIT 30604
APO AE 09107

REPLY TO
ATTENTION OF

CIRB-BAN-S

9 Feb 2005

MEMORANDUM FOR RECORD

SUBJECT: Report of Investigation 0237-03-CID259-61219 - 5 H

1. This memorandum is to clarify or further explain incidents that occurred with ROI 0237-03-CID259-61219.

a. SA [redacted] was originally notified of the death of Mr. Al JAMADI approximately 2200, unknown date, by CW5 [redacted] 3rd Military Group Operations Officer, Camp Victory, Baghdad, Iraq. SA [redacted] responded to the Group Headquarters where he was questioned about a death at the Abu Ghraib Prison. SA [redacted] informed Mr. [redacted] that he had worked a prison death case earlier in the day. Mr. [redacted] stated that CID Command had been requested by the Central Intelligence Agency (CIA) to look into the death of Mr. JAMADI. [redacted] the CIA [redacted] Mr. JAMADI [redacted] SA [redacted] reviewed the case file from the death that he investigated earlier in the day and determined that the deceased was not Mr. JAMADI. SA [redacted] contacted the Abu Ghraib Prison and verified that there was a second body at the prison, which had not been reported to CID. SA [redacted] was directed by the 10th Military Police Battalion and 3rd Military Police Group to respond to the prison the next morning. The delay in responding to the incident was due to the unit not having crew served weapons and the threat of night time movements from the Baghdad International Airport (BIAP) and the Abu Ghraib Prison were extremely high.

b. SA [redacted] along with several other unit personnel including the Special Agent in Charge, (CW2 [redacted] responded to the scene the first thing the next morning.

c. SA [redacted] and unit personnel arrived on scene and was escorted by LTC [redacted] (NFI) to the cell block where Mr. JAMADI was located. Mr. JAMADI was in the shower area on the second floor. Mr. JAMADI was in a body bag and had been iced down.

d. LTC [redacted] was informed that the body needed to be transported to BIAP for an autopsy. LTC [redacted] stated he did not have an ambulance that he could spare from the facility to transport the body to the mortuary affairs.

e. LTC [redacted] stated he was concerned that if Mr. JAMADI was taken out of the cell block in a body bag, it could cause unrest on the part of the other detainees.

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f. LTC [redacted] requested his medical personnel take Mr. JAMADI out on a stretcher to an ambulance outside of the prison to give the appearance that Mr. JAMADI was receiving medical care and was not deceased. A decision was made to allow Mr. JAMADI to be taken out of the prison on a stretcher to avoid possible unrest or a riot by the prison inmates.

g. Medical personnel arrived and placed Mr. JAMADI onto a stretcher, with the body bag unzipped and tucked under the body. Mr. JAMADI was covered with a blanket and an IV line was taped to his arm. The IV was not inserted into the body. Mr. JAMADI was placed into an ambulance and transported to the helicopter landing pad area, out of sight of the other inmates.

h. At the helicopter landing pad area, Mr. JAMADI was containerized in the body bag and placed into SA [redacted] HUMMWV. SA [redacted] and team transported Mr. JAMADI from the Abu Ghraib Prison directly to the BIAP mortuary affairs for an autopsy.

2. Point of contact for the above request is the undersigned at 421-2775 or [redacted]@us.army.mil.

[redacted]
CW2, MP
Special Agent in Charge

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AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0237-03-CID259-61219

DETAILS

Basis for Investigation: About 2245, 4 Nov 03, SA [redacted] was notified by CW5 [redacted] Group Operations Officer, 3rd Military Police Group (CID), of the death of an Iraqi national at the Abu Ghraib prison.

Between 1000 and 1030, 5 Nov 03, SA [redacted] conducted a death scene examination of the prison shower on the second floor of the prison.

CHARACTERISTICS OF THE SCENE: The shower room is located on the second floor of the Abu Ghraib prison in wing A-1, along the western wall or the northern wing. The room is constructed of concrete and cinder block material with a drain along the west wall, centered between north and south. The shower room is approximately 10 foot wide and 20 foot long. The shower room has a concrete floor and a concrete ceiling. The shower room has a window along the west wall near the north end of the room. The window has bars and a cage over it to prevent anyone from escaping. The shower room has a doorway along the east wall with a door made of bars. Also along the east wall are three other doorways with bars, which have been locked shut and do not open. The shower room is equipped with two fluorescent lights along the east wall. One of the fluorescent lights did not work.

CONDITION OF THE SCENE: The shower room was clean of debris. There was a meal ready to eat box in the center of the room near the north wall. There was a plastic bag with an orange jump suit and trash located next to the door along the east wall. There was a plastic bottle of chlorine located next to the plastic bag. There was a black in color body bag along the south wall, with the deceased individual inside. There were no stains on the floor or wall area at the time of the exam. There were sheets placed over the bar doors, to prevent people from seeing into the room. There were no unusual odors detected.

ENVIRONMENTAL CONDITIONS: The temperature outside was approximately 90 degrees Fahrenheit and the sun was shining. The temperature inside was approximately 80 degrees Fahrenheit. There was no precipitation in the past twenty-four hours.

FACTORS PERTINENT TO ENTRY/EXIT: Access to the scene could only be gained through the main doorway into the shower room.

SCENE DOCUMENTATION: A crime scene sketch was prepared by SA [redacted] SA [redacted] exposed photographs of the scene utilizing a Kodak EasyShare DX4900 digital camera built in flash.

SEARCH FOR LATENT IMPRESSIONS: A search for latent impressions was not conducted due to the personnel being present at the scene not being in question.

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
SA [redacted]	12th MP Det. (CID), Camp Victory, Iraq APO AE 09335	
SIGNATU[redacted]	DATE 8 Nov 03	EXHIBIT 1

CID FORM 94
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AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0237-03-CID259-61219

DETAILS

SEARCH BEYOND THE SCENE: A search beyond the scene was not conducted.

About 1210, 8 Nov 03, SA [redacted] interviewed SPC [redacted] Headquarter Service Company (HSC), 109th Medical Battalion (Iowa City, Iowa), Abu Ghraib Prison, Iraq, who stated he did not remember what time the incident occurred. SPC [redacted] stated himself and SGT [redacted] responded to the hard cells reference a man who stopped breathing. SPC [redacted] stated when they arrived on scene, an Iraqi doctor was already there and was checking the body for a heart beat. SPC [redacted] stated the Iraqi doctor stated the individual was dead and no lifesaving efforts were taken. SPC [redacted] stated he did not recall seeing a bandage on the individuals face when he assisted the doctor. SPC [redacted] stated the body was laying near the shower drain, face down when he entered the shower room.

About 1245, 8 Nov 03, SA [redacted] interviewed Dr. [redacted] Abu Ghraib Prison, Iraq, who stated he responded to the cell block reference one of the prisoners had stopped breathing. Dr. [redacted] stated when he arrived on scene, the man was laying on his stomach. Dr. [redacted] stated he checked the body for vital signs, which met with negative results. Dr. [redacted] stated he did not take any life saving measures once he determined the man was dead. Dr. [redacted] stated the man had not been dead long, when he arrived. Dr. [redacted] stated he did notice injuries to the mans face when he was checking him for vital signs.

//LAST ENTRY//

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION		
SA [redacted]	12th MP Det. (CID), Camp Victory, Iraq APO AE 09335		
SIGNAT [redacted]	DATE 8 NOV 03	EXHIBIT 1	

CID FORM 94
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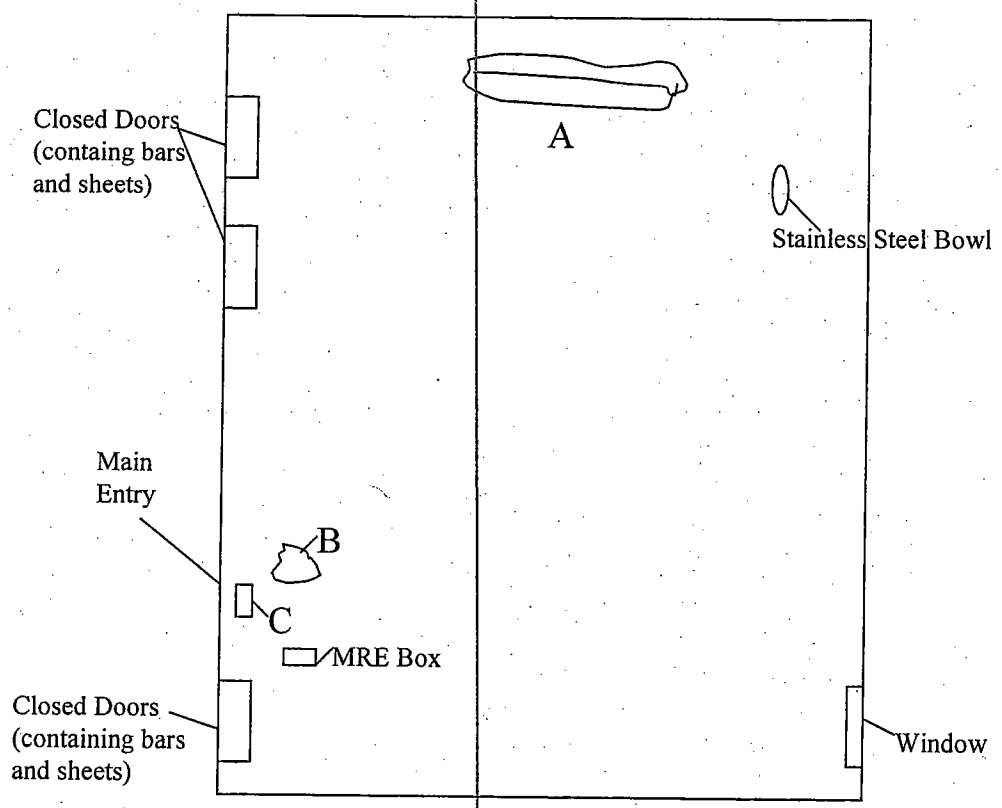
Sketch of Prison Room



LEGEND

A. **Body bag containing Mr. AL-JAMADI**
B. **Bag of Clothing**
C. **Plastic Container**

N

Not to Scale

Title Block

Case number: 0237-03-CID259-61219
Offense: Undetermined Death
Scene portrayed: Prison Room
Location: Abu Ghraib Prison, Baghdad, Iraq
Victim: Mr. Manadel AL-JAMADI
Time & Date Began: 1008, 05 Nov 2003
Sketched by: SA [redacted]
Verified by: SA [redacted]

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EXHIBIT 2
13

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Exhibit 3

Page(s) 14 - 43 withheld.

Exemption(s) b6, 7C
Photographs

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0237-03-CID259-61219

DETAILS

About 0900, 5 Nov 03, SA [redacted] Forensic Science Officer, 10th Military Police Battalion, Baghdad International Airport (BIAP), APO AE 09335, was notified an Iraqi prisoner had died during an interrogation while at the US Coalition prison located at Abu Graib, IZ. The prisoner was identified as Mr. Manadel Al-JAMADI (NFI).

About 1300, 5 Nov 03, SA [redacted] coordinated this investigation with SSG [redacted], [redacted] NCOIC, Mortuary Affairs, 54th Quartermaster Battalion, BIAP, APO AE 09335. SA [redacted] examined the remains of Mandal Al-JAMAIDI at the mortuary on Baghdad International Airport.

Mr Al-JAMAIDI was a Caucasian male about 40 years of age. The body was in full rigor and lividtiy was set.

His right eye had suffered blunt trauma with bruising and swelling. His septum was partially deviated. One of his front teeth was chipped and there was blood in his mouth.

There was a linear abrasion about 4 to 5 inches in length on his right fore arm.

There were a number of bruises and abrasions on the right knee. There were also abrasions and bruises on the left knee.

There was bruising on the right and left wrist indicative of the wrists being bound with a ligature. The ankles had similar bruises indicative of the ankles also being bound with a ligature.

There were several wounds on the right hand but appeared to be in different stages of healing. There was a lack of defense wounds on either hand.

There was a bruise on his anterior left thigh.

There was a pattern abrasion over his anterior lower left rib cage.

There were a number of bruises over his anterior left shoulder. These bruises were small and circular possibly made by a hand or by fingers.

There was a bruise over his left posterior buttocks.

There was a deformity in the lumbar section of the spine on the posterior back. There was no associated swelling or bruising, however.

There were several old surgical scars. One was over his left lateral ilium and one was over the lumbar section of his spinal cord.

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
SA [redacted]	10th MP BN (CID)(ABN)(FWD) BIAP, APO AE 09335	
SIGNATURE [redacted]	DATE 11 Nov 03	EXHIBIT 4

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0237-03-CID259-61219

DETAILS

There was a wound on the left foot that appeared to be healing and older.

There was a pattern abrasion over his lateral right ilium.

SA [redacted] exposed photographs of the body (see CD Rom and photographic log for details).

About 0830, 9 Nov 03, SA [redacted] assisted Commander (Dr) [redacted] US Navy, Deputy Medical Examiner, Office of the Medical Examiner, Armed Forces Institute of Pathology, 1413 Research Blvd, Building 102, Rockville, MD 20850, in conducting an autopsy on the remains of Mr Al-JAMADI. The manner and cause of death were undetermined. There were a number of blunt force injuries but none that would cause death. The heart, brain and spinal cord were unremarkable. There were a number of broken ribs, but they were consistent with life saving measures (CPR). There were hemorrhages over the temporal muscles and a right periorbital contusion, but not enough to affect the brain or cause death. Dr [redacted] prepared a Preliminary Autopsy Report (see report for details). The final autopsy report was pending toxicology and a closer review of the heart and brain. Dr [redacted] also provided a CD Rom containing photos taken during the autopsy (see CD Rom for details).

////////////////////////////// LAST ENTRY //////////////////////////////////

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
SA [redacted]	10th MP BN (CID)(ABN)(FWD) BIAP, APO AE 09335	
SIGNATURE [redacted]	DATE 11 Nov 03	EXHIBIT 4

CID FORM 94
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Exhibit 5

Page(s) 46 - 103 withheld.

Exemption(s) b6, 7C
Photographs

Exhibit _6

Page(s) ___104 - 154_____ withheld.

Exemption(s) __b6, 7C_____
Photographs

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0237-03-CID259-61219

DETAILS

DETAILS:

About 1030, 05 Nov 03, SA [redacted] interviewed "[redacted]", [redacted] who stated he arrived with his team at the Abu Ghraib Prison around 0500, 04 Nov 03. At this time according to "[redacted]", Mr. Manadal AL-JAMAIDI was changed from his personal clothes (stripped pants and a white shirt) into an orange detainee jumpsuit. Additionally, the flex cuffs, which he had been wearing, were removed and he was bound with standard handcuffs. "[redacted]" further related that Mr. AL-JAMAIDI was brought to an interrogation cell at the prison around 0530 and at this point he left Mr. [redacted] and Mr. [redacted] to continue with their interrogation of Mr. AL-JAMAIDI. "[redacted]" stated that he was informed at approximately 0730 by Mr. [redacted], that Mr. AL-JAMAIDI had slumped over during the interrogation and was not responsive.

About 1505, 05 Nov 03, SA [redacted], [redacted] this office, interviewed Mr. [redacted] (NFI), Interpreter/ Translator, CIA, who stated he was in a vehicle behind U.S. Navy SEa Air Land (SEAL) Team 7. He was unable to see the face of Mr. AL-JAMAIDI when he was apprehended from his residence. Mr. [redacted] poke with Mr. AL-JAMAIDI moments after his arrest but did not see his face due to it being covered by a hood. Mr. [redacted] also stated he arrived at the Abu Ghraib Prison about 0400 with the apprehension team. Mr. AL-JAMAIDI was taken to a separate room where he was changed into an orange prison uniform. Shortly after this, Mr. [redacted] and Mr. [redacted] Interrogator/ [redacted] CIA, began their interrogation of Mr. AL-JAMAIDI. Mr. [redacted] stated the interrogation lasted a couple of hours. During the interrogation, Mr. AL-JAMAIDI was on his knees with his hands cuffed behind his back and his ankles were secured. At some point during the questioning, Mr. AL-JAMAIDI's head slumped to one side while he was talking. At first Mr. [redacted] and Mr. [redacted] thought Mr. AL-JAMAIDI was faking an illness. Mr. [redacted] observed that Mr. AL-JAMAIDI had stopped breathing. They then summoned assistance from U.S. Military Personnel and then departed the room.

AGENT's COMMENT: Mr. [redacted] heard that Mr. AL-JAMAIDI strongly resisted arrest by the SEAL Team.

About 1510, 05 Nov 03, SA [redacted] interviewed Mr. [redacted] who stated that he, Mr. [redacted], and [redacted] were part of a team along with SEAL Team 7, on a mission to apprehend Mr. AL-JAMAIDI at his residence. Mr. [redacted] explained that Mr. AL-JAMAIDI was once a captain in the Iraqi Army, and is currently a suspected terrorist cell leader who has a cache of some two tons of explosives, to include chemical agents, which he purported was to use in attacks against coalition forces. Additionally, Mr. [redacted] confirmed that Mr. AL-JAMAIDI was strongly suspected of facilitating logically and materially, the recent attacks against the Al Rasheed Hotel and the International Red Cross in Baghdad. Mr. [redacted] related how SEAL Team 7 raided Mr. AL-JAMAIDI's residence at approximately 0200, 4 Nov 03, and brought him to the Special Forces compound adjacent to Baghdad International Airport (BIAP). Mr. [redacted] interrogated Mr.

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
SA [redacted]	12th MP Detachment (CID) (DSE), 3D MP Group Victory Camp, Baghdad, Iraq APO AE 09335	
SIGNATURE [redacted]	DATE 21 Jan 04	EXHIBIT 7

CID FORM [redacted]
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EXHIBIT 155

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DETAILS

AL-JAMAIDI for approximately one hour and garnered Mr. AL-JAMAIDI's name and that he claimed to know some of the suspected terrorist cell leaders in the Baghdad area. According to Mr. [redacted], Mr. AL-JAMAIDI was transported by the same apprehension team to the Abu Ghraib Prison at approximately 0500. At this point Mr. [redacted] stated Mr. AL-JAMAIDI was changed from his personal clothing into an orange detainee jumpsuit. At approximately 0530, Mr. [redacted] and Mr. [redacted] resumed the interrogation of Mr. AL-JAMAIDI. Some time around 0700, while answering a question, Mr. AL-JAMAIDI's head slumped over to the side. Mr. [redacted] stated Mr. AL-JAMAIDI's chest was not moving, so he removed his hood to further observe his condition. At this point Mr. [redacted] summoned the Military Police to seek medically assistance for Mr. AL-JAMAIDI. At this point, both men left the interrogation cell.

AGENT's COMMENT: Mr. [redacted] claimed he at no time observed Mr. AL-JAMAIDI's face until the removal of the hood at the Abu Ghraib Prison. Additionally, Mr. [redacted] stated that Mr. AL-JAMAIDI's face had no medical bandage upon removal of the hood. He did claim to observe the swollen and bruised condition of Mr. AL-JAMAIDI's face. Mr. [redacted] elated that Mr. AL-JAMAIDI was resisting arrest and would not cooperate with the commands of the SEAL Team on several occasions. He also stated that Mr. AL-JAMAIDI's hands were bound during the interview with handcuffs, which were joined behind his back. Further, Mr. [redacted] stated that at no time during either interrogation, did Mr. AL-JAMAIDI voice any medical concerns.

About 1215, 08 Nov 03, SA [redacted] interviewed SGT [redacted], [redacted], Headquarters Service Company, (HSC), 109th Medical Battalion (Iowa City, IA), Abu Ghraib Prison, Iraq who stated he was not yet on duty when the Military Police called to report there was a man who stopped breathing. SGT [redacted] stated he responded with SPC [redacted] o the hard cells and once they arrived at the cell, the man (Mr. AL-JAMAIDI), was being treated by an Iraqi doctor.

About 1930, 11 Nov 03, SA [redacted] coordinated with SA [redacted], [redacted] Forensic Science Officer, 10th Military Police Battalion, Baghdad, International Airport, APO AE 09335, who provided a copy of the Preliminary Autopsy Report (ME 03-504), pertaining to Mr. AL-JAMADI. The results of the report state the Manner and Cause of death have yet to be determined. (See AIR of SA [redacted] and Preliminary Autopsy Report for details)

About 1130, 14 Nov 03, SA [redacted] coordinated with SA [redacted] to clarify the diagnoses of the Preliminary Autopsy Report (ME-504), paragraph III which details the removal of a projectile from the spleen of Mr. AL-JAMADI, the result of a gunshot wound. SA [redacted] verified the gunshot wound was from a previous injury, not the result of a recent event.

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
SA [redacted]	12th MP Detachment (CID) (DSE), 3D MP Group Victory Camp, Baghdad, Iraq APO AE 09335	
	DATE 21 Jan 04	EXHIBIT 7

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER
0237-03-CID259-61219

DETAILS

About 1500, 21 Jan 04, SA [redacted] received the U.S. Naval Criminal Investigative Service (NCIS), Report of Investigation (30NOV03-MEBJ-0529-7HNA/C), which details the actions of the U.S. Navy Special Warfare Unit Three (SWU-3), Foxtrot Platoon (ST-7) members during the apprehension of Mr. AL-JAMAIDI. The results of the NCIS investigation reveal the SWU-3 affected the capture of Mr. AL-JAMAIDI in an effective, professional, and efficient manner. Additionally, NCIS, closed their investigation, due to the lack of any credible evidence implicating the SWU-3 members in criminal wrongdoing. (See NCIS Report of Investigation of Interviews and other details)

//LAST ITEM//

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
[redacted]	12th MP Detachment (CID) (DSE), 3D MP Group Victory Camp, Baghdad, Iraq APO AE 09335	
	DATE 21 Jan 04	EXHIBIT 7

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EXHIBIT

ARMED FORCES INSTITUTE OF PATHOLOGY
Office of the Armed Forces Medical Examiner
1413 Research Blvd., Bldg. 102
Rockville, MD 20850
1-800-944-7912

PRELIMINARY AUTOPSY REPORT

Name: (b)(6)
SSAN: N/A
Date of Birth: Unk
Date Found: 04 NOV 2003
Date of Autopsy: 09 NOV 2003

Autopsy No.: ME 03-504
AFIP No.: Pending
Rank: CIV, Iraqi National
Place of Death: (b)(2)-2
Place of Autopsy: Mortuary Affairs, (b)(2)-2

Date of Report: 09 NOV 2003

Circumstances of Death: This Iraqi National male was captured by (b)(2)-2 and died while detained at (b)(2)-2

Authorization for Autopsy: Office of the Armed Forces Medical Examiner, IAW 10 USC 1471

Identification: Visual (fingerprints and DNA obtained)

CAUSE OF DEATH: Pending

MANNER OF DEATH: Pending

These findings are preliminary, and subject to modification pending further investigation and laboratory testing.

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EXHIBIT 8

(b)(6)

PRELIMINARY AUTOPSY DIAGNOSES:

I. A. Head:

- **i. Right periorbital contusion and subjunctival hemorrhage**
- **ii. Bilateral temporalis muscle contusions**
- **iii. Lower lip buccal mucosa contusion**

B. Torso:

- **i. Multiple cutaneous contusions and abrasions**
- **ii. Right anterior chest wall contusion**
- **iii. Right upper back muscle contusion**
- **iv. Sternal contusion**
- **v. Fractures of right anterior ribs 5&6 and left anterior ribs 3-6**
- **vi. Left upper lobe lung contusion**

C. Extremities:

- **i. Multiple cutaneous abrasions and contusions**
- **ii. Ligature marks of the wrists and ankles**

II. Status Post Emergency Resuscitation Measures

III. Remote Gunshot Wound of Torso (projectile removed from spleen)

IV. No significant natural diseases identified, within limitations of examination

V. Toxicology pending

(b)(6)

CDR MC USN (FS)
Deputy Medical Examiner

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EXHIBIT 8
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Exhibit 9

Page(s) 160-178 referred to

NCIS.

AGENT'S INVESTIGATIVE REPORT
CID Regulation 195-1

0237-03-CID259-61219
PAGE 1 OF 1 PAGES

DETAILS:

About 1150, 10 Mar 04, SA [redacted] Special Investigator (SI) [redacted] and SI [redacted] both of the Central Intelligence Agency (CIA) Office of the Inspector General (OIG), revisited the shower room utilized as the interrogation room for Mr. Manadel AL-JAMAIDI. Note during the review was the close proximity of the Military Police (MP) guard station located approximately ten feet from the doorway to the shower room. Further, while standing at the guard station, one could hear normal conversation within the shower room; however, one could not make out any details of the conversation over the noise of the prisoners. The guards were asked how load the noise level was late at night and early in the morning. They related it was much more quiet, which could lead one to believe the details of any conversations within shower may have been overheard by the Military Police on duty the morning Mr. AL-JAMAIDI died.

About 1320, 10 Mar 04, SA [redacted] coordinated with SSG [redacted] 372nd Military Police (MP) Company (CO), Cumberland, MD 21502 (Abu Ghraib Prison, Abu Ghraib, Iraq (IZ)), regarding any Serious Incident Reports (SIR) and/or any other reports prepared for 04 Nov 03 regarding the death of Mr. Manadel AL-JAMAIDI. SSG [redacted] related a review of their files disclosed no reports of any kind were prepared regarding the death of Mr AL-JAMAIDI.

/// LAST ENTRY ///

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID)(FWD), Baghdad International Airport (BIAP), APO AE 09335
SIGNATURE [redacted]	DATE 10 Mar 2004 — EXHIBIT 10

CID Form 94

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AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0237-03-CID259-61219
0003-04-CID789

DETAILS

BASIS OF INVESTIGATION: On 24 Mar 04, this office received a Request For Assistance (RFA)(0237-03-CID259-61219) from the 75th Military Police (MP) Detachment (CID)(-), LSA Diamondback, Mosul, Iraq, to conduct a witness interview of SPC [redacted] 372nd MP Company, Abu Ghruyeb, Iraq (Cumberland, MD) pertaining to a detainee death and identify any additional witnesses.

About 0900, on 25 Mar 04, SA [redacted] interviewed SPC [redacted] who rendered a Sworn Statement, which detailed his observations of the events surrounding the detainee death. (See Sworn Statement of SPC [redacted]

Agents Comment: Statement was previously mailed and is not attached to this Information Report.

About 0900, 26 Mar 04, SA [redacted] coordinated with 372nd MP Company, Abu Ghruyeb, Iraq, and obtained the following biographical information of unit personnel:

SGT [redacted], 372nd MP Company, Abu Ghruyeb, Iraq (NFI); Home Phone [redacted]

~~SGT [redacted], 372nd MP Company, Abu Ghruyeb, Iraq (NFI); Home Phone [redacted]~~

SGT [redacted], 372nd MP Company, Abu Ghruyeb, Iraq (NFI); Home Phone [redacted]

Agents Comment: All listed witnesses have redeployed to the US along with the personnel records.

Status: Your RFA has been completed in the attached enclosures. No further investigative activity was anticipated by this office.

//LAST ENTRY//

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
SA [redacted]	PRISONER INTERROGATION TEAM (PIT)(CID) Baghdad Correctional Facility, Abu Ghraib 09335	
SIGNATURE [redacted]	DATE 27 Mar 04	EXHIBIT 11

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SWORN STATEMENT

File Number: 0024-04-CID389-80640
Location: Abu Ghruyeb Prison, Abu Ghruyeb, Iraq
Date: 25 Mar 04 **Time:** 1002[redacted]
Statement of: [redacted]
SSN: [redacted] **Grade/Status:** E-4/RC
Org/Address: 372nd Military Police (MP) Company, Abu Ghruyeb Prison, Abu Ghruyeb, Iraq
([redacted]

I, [redacted] want to make the following statement under oath: I am making this statement freely.

On 4 NOV 03, I was assigned to tier 1A located at the "hardsite" of the ABU GHRUYEB Prison. My shift that day was from 0400 hrs to 1600 hrs. Sometime between 0400 and 0430 hrs, SSG [redacted] brought a prisoner to my tier. I think SPC [redacted] was with SSG [redacted] but I am not certain. Following behind SSG [redacted] and the prisoner were two OGA personnel, a Translator and an Interrogator. I had seen both OGA personnel on prior occasions. I met SSG [redacted] on the first level of the tier to let him in the gate. The prisoner was dressed in an orange jump suit and had a green plastic sandbag over his head. His hands were handcuffed behind his back and his legs were shackled. The prisoner was difficult to control and was flailing back and forth. Due to his actions, SSG [redacted] and I applied an "underhook" arm bar technique to control the prisoner as we walked him up the stairs and into the shower room. Per the direction of the OGA personnel, I secured the prisoner to the bars on the window with leg irons by placing one end on the handcuffs and the other on the window bar. SSG [redacted] was present when I secured the prisoner to the window bars. The prisoner could stand without discomfort but he would probably have experienced discomfort if he tried to sit. After helping put the prisoner in the shower room I left to perform other duties. About 30-45 minutes later, the OGA personnel called for me. I responded to the shower room and saw the prisoner slouched in the corner on his knees. The OGA personnel stated something to the effect of "I guess he doesn't want to talk to us anymore, go find him a cell." I suspected that the prisoner was faking unconsciousness because I have seen Iraqi prisoners do this in the past. I shook the prisoner and then called for SGT [redacted] to help me. SGT [redacted] responded and I applied pressure to a pressure point on the prisoner's jaw since, at this point, I believed he was faking it. The prisoner did not respond to this application of pressure so I suspected something was seriously wrong. We removed the bag from his head and I checked his pulse. The prisoner had no pulse and I noticed his eye, I don't remember which one, but it was very swollen. I also noticed a cut at the base of his swollen eye. I did not notice any other facial injuries. SGT [redacted] and I detached the prisoner from the window and removed his handcuffs. We tilted the prisoner forward and a large amount of blood poured from his mouth. I radioed for a medic and my NCOIC. Two to three minutes later, SSG [redacted] responded to my location and we waited for the medics to arrive. At one point an Iraqi Doctor appeared at the scene. I don't recall who, or how, the Iraqi Doctor was summoned. Both the OGA personnel appeared to be excited about what to do. I left the shower room about five minutes after SSG [redacted] arrived to perform other duties. I was still working on my tier and I noticed several OGA and Army personnel, including a Doctor, arrive to decide what to do with the body. I did not

INITIALS [redacted]

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EXHIBIT 12

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STATEMENT OF: [redacted] DATED: 25 Mar 04 CASE #:

again enter the shower room until later to assist an Army Doctor who had to fill out some paperwork regarding the death of the inmate.
Q: [redacted]
A: [redacted]
Q: Besides the facial injury that you already described, did you see any other injuries on the prisoner?
A: No.
Q: Did the prisoner appear to have any discomfort while walking or breathing?
A: I have no idea. He was and yelling and thrashing.
Q: Was he resistive in any way when you shackled him to the window bars?
A: not really, he was just yelling.
Q: Did he have normal speech?
A: I really don't remember.
Q: Do you know the name of the Iraqi Doctor that appeared at the scene?
A: No.
Q: Did you hear the Iraqi Doctor make any statements about the death of the prisoner?
A: He didn't say anything; he just shrugged his shoulders as if saying, "well he is dead".
Q: What is the name of the Army Doctor that appeared at the scene?
A: He was a 1LT with [redacted] hair, [redacted] with [redacted] He is the one that is always there.
Q: Did you hear the Army Doctor make any statements about the death of the prisoner?
A: Basically that he was dead, I don't remember specifically.
Q: What are the names of the other Army personnel that were present on the tier during this incident?
A: SGT [redacted] may have been down there. Also, the others that I mentioned earlier in my statement. Other than that, I don't think anyone else was there.
Q: Describe the demeanor of the OGA personnel before and after the interrogation?
A: Before, they were normal as like every other day. They took their gear off and grab a cup of coffee. Then they just went into the room. Afterwards, before we found out he was dead; they were just normal like every other day when they are finished with interviews. After we found out he was dead, they were nervous; they didn't know what in the hell to do. The short fat OGA guy said, "No ones ever died on me before when I interrogated them".
Q: Did the OGA personnel make any statements about what happened?
A: They said the guy just quit talking and slouched down. When I told them I was calling my NCOIC, the short OGA guy got on the phone and started calling somebody.
Q: Did you hear any noise coming from the shower room during the interrogation?
A: Not really. I was out on the tier working.
Q: How many times did you return to the shower room before the prisoner's body was removed?
A: I have no idea, but I went in every time medical personnel went in and out.
Q: Why did you go into the shower room on these occasions?
A: It was my tier and it is my responsibility to escort everyone unless an interview is going on.
Q: Why was ice placed on the prisoner's body?
A: It had already started smelling so we put ice on him. It happened at 0430-0500 hrs and we didn't put ice on him until midafternoon. OGA was there until about lunch and they just left.

INITIALS [redacted]

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STATEMENT OF: [redacted] **DATED:** 25 Mar 04 **CASE #:**

They were trying earlier to figure out what to do with the body. The detainee did not have an ISN, so he was not ours yet. Back then OGA was a ghost organization.
Q: Who placed the ice on his body?
A: CPT [redacted]
Q: Who made the decision to place the ice on the body?
A: That I don't know.
Q: Did you see any stains on the shower room floor from bodily fluids to include blood?
A: Not stains, the only blood I saw was from his mouth when we put him on the ground.
Q: Was the shower room floor cleaned?
A: I'm sure it was, but I don't know when.
Q: Who cleaned the floor?
A: I have no idea
Q: Do you know what happened to the sandbag that was on the prisoner's head?
A: I don't know. There are sandbag hoods everywhere down there.
Q: Describe the procedure when OGA brings prisoners into the prison for interrogation?
A: With them there is not a normal procedure. If they are already in the cell, I go get them using a hood and handcuffs. If they bring them in on a truck, they escort through processing to the tier. They don't process them at that time. He is just marked as OGA.
Q: How do you think the prisoner died?
A: Judging by the lump on the head, he got smacked on the head with something.
Q: Did you see the detainee's face or head before he entered the room?
A: No, he had the bag on when he came in.
Q: Was there any blood on the detainee prior to entering the room?
A: I really don't know. He was stripped and put into a jump suit in processing.
Q: Did you write a report regarding this incident?
A: No, it was handled by OGA.
Q: Do you have anything to add to this statement?
A: Yes, this incident happened about 5 ½ months ago. I gave the best details I could, but I can't guarantee they are 100% accurate.
Q: Do you have anything to add to this statement?
A: No. ///END OF STATEMENT [redacted]

INITIALS [redacted]

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STATEMENT OF: [redacted] **DATED:** 25 Mar 04 **CASE #:**

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE [redacted]. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[redacted]

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 25th day of March 2004 at Abu Ghraib, Iraq

[redacted]

(Signature of Person Administering Oath)

Special Agent [redacted]
(Typed Name of Person Administering Oath)

Article 136, UCMJ
(Authority to Administer Oath)

INITIALS [redacted]

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0237-03-CID259-61219

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0090-04-CID469

DETAILS

BASIS FOR INVESTIGATION: About 0800, 17 Mar 04, this office received a request for assistance from the 75th MP DSE CID, Mosul, Iraq to make a forensic copy of an Compaq Laptop Computer and eight compact disks.

IMAGING OF LAPTOP HARD DISK, ITEM 1, DOCUMENT #0032-04: Between 2000--2300, 8 May 04, SA [redacted] prepared a forensic image of the hard disk, removed from a Compaq laptop computer, Serial # [redacted] seized as evidence and documented as item #1,voucher #0032-04. The hard disk was connected to a U.S. Government computer via a FastBloc hardware write protection device. The FastBloc was utilized to view the contents of the hard disk without editing any of the data contained within. The operating system loaded on the U.S. Government computer was Windows XP. The forensic software program EnCase version 4.16 was utilized to image the hard disk.

IMAGING OF EIGHT COMPACT DISK, ITEM 2, DOCUMENT #0032: Between 0900-2100, 9 May 04, SA [redacted] prepared a forensic copies of the data contained on the eight compact disks, seized as evidence and documented as item #2,voucher #0032-04. The compact disks were inserted in the DVD/CD-RW drive of an U.S. Government computer. The operating system loaded on the U.S. Government computer was Windows XP. The forensic software program EnCase version 4.16 was utilized to copy the data of the compact disks.

Agent's Comment: All eight of the compact disks were rewrite able disks, while trying to make forensic image copies of the disks, EnCase would lock up, while trying to copying the unallocated clusters. Coordination with Guidance Software Technical Support Division revealed EnCase can not image re-write able disks if the disk has not been completely closed out and if the software utilized to make the disk is not the same burning software installed on the forensic computer. Utilizing EnCase Preview screen copies of all files contained on the compact disks were copied out to the forensic computer.

SUMMARY OF RELATED ACTIVITY: The Compaq laptop hard drive and the eight compact disks were forensically copied and transferred to a Western Digital Hard Drive, which was collected as evidence and forwarded to the Central Intelligence Agency, Washington DC. During the course of your investigation, if any additional information is gathered in which additional details are discovered then further analysis can be conducted if requested. ///LAST ENTRY///

SA [redacted]	286th Military Police Detachment (CID) FOB DANGER, TIKRIT, Iraq APO AE 09392
SIGNAT [redacted]	DATE 17 May 04 / EXHIBIT 13

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0237-03-CID259-61219
0098-04-CID789

DETAILS

BASIS FOR INVESTIGATION: On 6 Jul 04, this office received a Request for Assistance (RFA) (0237-03-CID259-61219) from SA [redacted] 75th Military Police Detachment (-), Mosul IZ, which requested this office prepared a cross-projection sketch of the East wall of the shower room in Tier 1 of the Baghdad Central Confinement Facility (BCCF) where Manadel AL-JAMADI (AJ) was shackled to before he died. SA [redacted] also requested this office attempt to locate and ID Dr [redacted] (NFI).

On 7 Jul 04, SA [redacted] prepared a Cross Projection Sketch of the East wall of the shower room in Tier 1 of the BCCF. (See Sketch)

AGENTS COMMENT: The Coalition Provisional Authority has remodeled the room.

On 8 Jul 04, SA [redacted] prepared a Cross Projection Sketch of the West Wall of the shower room in Tier 1 of the BCCF. (See Sketch).

At 1030, 8 Jul 04, SA [redacted] and Mr [redacted] Titan Corporation, Baghdad International Airport (BIAP), Baghdad, Iraq, coordinated with Dr [redacted] Badge # [redacted], Hospital Director, BCCF. Dr [redacted] stated Dr [redacted] was still currently employed at the BCCF and could be contacted through the 391st Military Police (MP) Battalion (BN) Tactical Operation Center (TOC) at [redacted] Dr [redacted] related Dr [redacted] Badge number [redacted] Dr [redacted] stated he would have Dr [redacted] available whenever it was requested.

STATUS: Your RFA has been completed in the attached enclosures. No further investigative activity was anticipated by this office.

//LAST ENTRY//

TYPE AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	PRISONER INTERROGATION TEAM (PIT)(CID) Baghdad Central Confinement Facility, Abu Ghraib 09342
SIGNATURE [redacted]	DATE 8 JUL 04 / EXHIBIT 14

CID FORM 94

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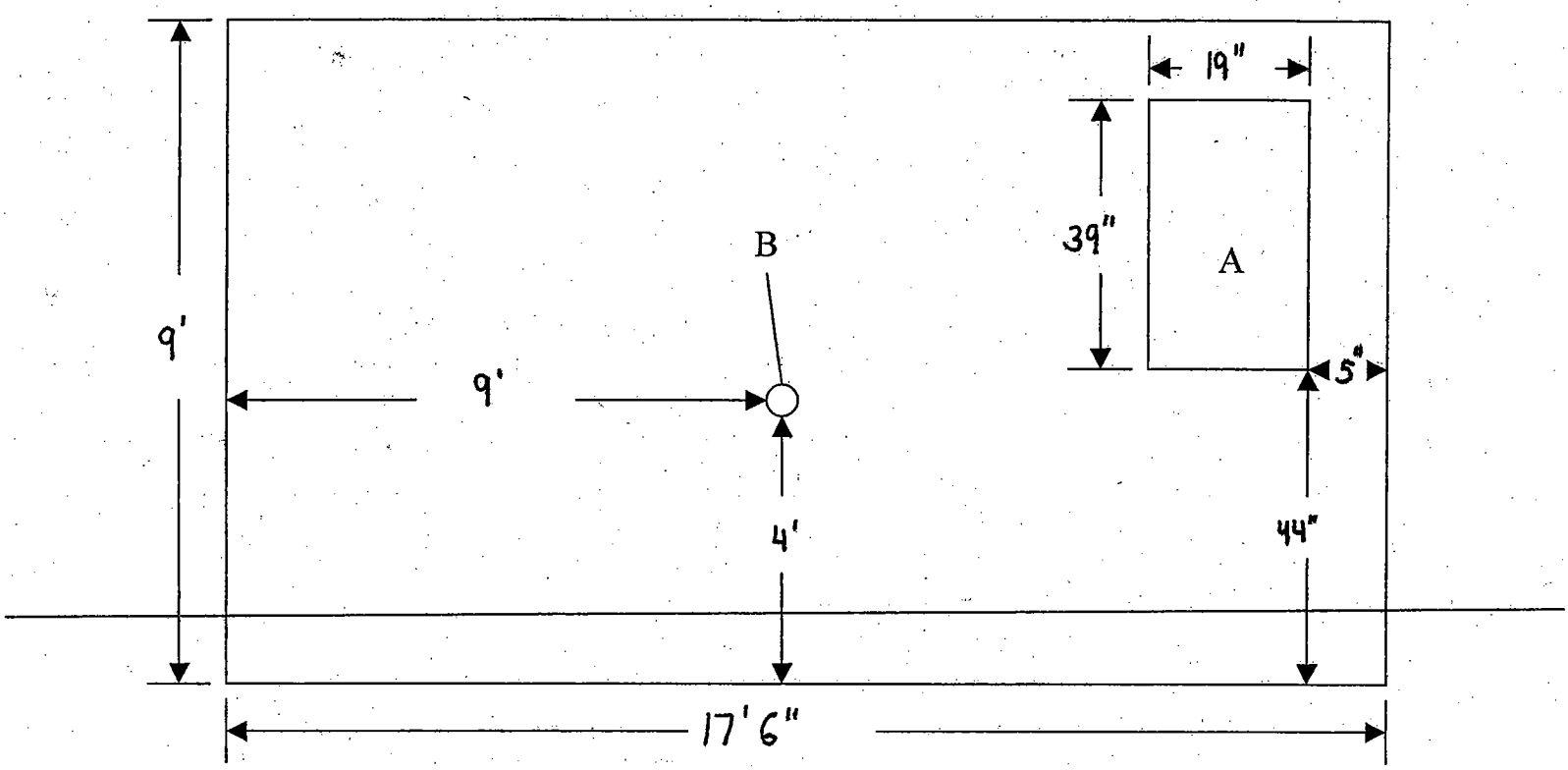
Cross Projection Sketch of the Shower Room East Wall



LEGEND

A. Window

B. Water Inlet

TITLE BLOCK

Case #: 0098-04-CID789

Offense: Murder

Scene Portrayed: Shower Room East Wall

Location: BCCF, Abu Ghraib, Iraq

Victim(s): Al-Jamadi

Subject(s): Unknown (CIA)

Time/Date Began: 1000, 7 Jul 04

Sketched By: SA [redacted]

Verified By: SA [redacted]

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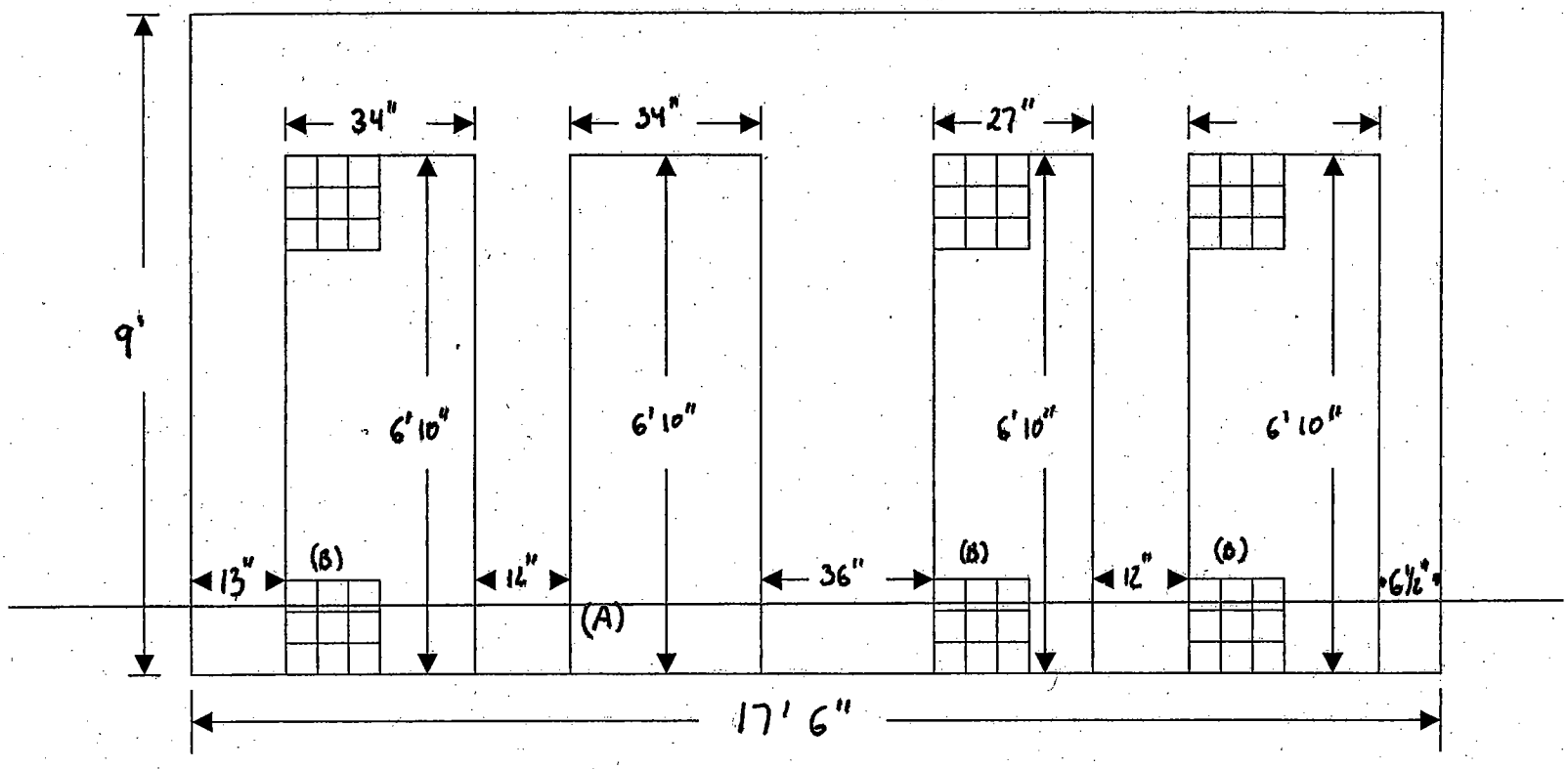
EXHIBIT 15

Cross Projection Sketch of the Shower Room West Wall



LEGEND

A. Door

B. Steel Grate

TITLE BLOCK

Case #: 0098-04-CID789

Offense: Murder

Scene Portrayed: Shower Room East Wall

Location: BCCF, Abu Ghraib, Iraq

Victim(s): Al-Jamadi

Subject(s): Unknown (CIA)

Time/Date Began: 1000, 8 Jul 04

Sketched By: SA [redacted]

Verified By: SA [redacted]

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EXHIBIT 15

138 Encl 3

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0237-03-CID259-61219

DETAILS:

About 2300, 10 Mar 04, SA [redacted] located the Final Autopsy Report of Mr. AL JAMADI while reviewing the case file. The Final Autopsy Report reported the manner of death as homicide. (See Final Autopsy Report for details).

About 1030, 16 Mar 04, SA [redacted] submitted a Crime Lab Examination Request to SFC [redacted] 22nd MP Battalion, Baghdad International Airport (BIAP), Iraq, for examination of the chlorine bottle and coveralls recovered from the death scene. (See Crime Lab Examination Request for details).

About 1600, 18 Mar 04, SA [redacted] interviewed SPC [redacted] 372nd MP Company (Co.), Abu Ghraib Prison, Iraq. SPC [redacted] rendered a sworn statement describing his observations and actions on 4 Nov 03. (See Sworn Statement for details).

About 1630, 18 Mar 04, conducted a partial interview of SPC [redacted] 372nd MP Co., Abu Ghraib Prison, Iraq. SA [redacted] had to terminate the interview prior to obtaining SPC [redacted] sworn statement due to time constraints.

AGENTS COMMENT: SA [redacted] later obtained SPC [redacted] Sworn Statement in response to an RFA submitted by SA [redacted]

About 2000, 7 Apr 04, SA [redacted] interviewed GM1 [redacted] U.S. Navy Seal Team Seven (ST-7), San Diego, CA. GM1 [redacted] was advised of his legal rights, which he waived, and rendered a sworn statement describing his actions and observations on 4 Nov 03, during an operation to capture an Iraqi National. (See Rights Waiver Certificate and Sworn Statement for details).

About 2110, 7 Apr 04, SA [redacted] interviewed AM1 [redacted] ST-7, San Diego, CA. AM1 [redacted] was advised of his legal rights, which he waived, and rendered a sworn statement describing his recollection of the operation on 4 Nov 03, to capture an Iraqi National. (See Rights Waiver Certificate and Sworn Statement for details).

About 2150, 7 Apr 04, SA [redacted] interviewed ABH1 [redacted] ST-7, San Diego, CA. ABH1 [redacted] was advised of his legal rights, which he waived. SA [redacted] interviewed ABH1 [redacted] regarding the events of 4 Nov 04. SA [redacted] observed that ABH1 [redacted] appeared to be very tired. ABH1 [redacted] told SA [redacted] that he had not slept in 2-3 days due to ongoing operations and was scheduled to leave Iraq about 2300, 7 Apr 04. Due to ABH1 [redacted] physical condition (lack of sleep) and his scheduled departure, ABH1 [redacted] sworn statement was not obtained. SA [redacted] told ABH1 [redacted] that he would be contacted at a later date for an interview. (See Rights Waiver Certificate for details).

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
SA [redacted]	75th MP DET CID (-), USACIDC Mosul, Iraq APO AE 09334	
SIGNATURE [redacted]	DATE 13 Apr 04	EXHIBIT 16

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AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0237-03-CID259-61219

DETAILS:

About 0900, 13 Apr 04, SA [redacted] received Interview Reports of CPT [redacted] 372nd Military Police (MP) Co., Cumberland, MD, SSG [redacted] 372nd MP Co., Cumberland, MD, SGT [redacted] 372nd MP Co., Cumberland, MD, SSG [redacted], 372nd MP Co., Cumberland, MD and SA [redacted] obtained by Special Investigators [redacted] and [redacted] Central Intelligence Agency, Office of the Inspector General, regarding their knowledge of the Mr. Al JAMADI's death. (See Interview Reports for details).///LAST ITEM///

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
SA [redacted]	75th MP DET CID (-), USACIDC Mosul, Iraq APO AE 09334	
SIGNATURE [redacted]	DATE 13 Apr 04	EXHIBIT 16

CID FORM 94 FOR OFFICIAL USE ONLY-LAW ENFORCEMENT SENSITIVE

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0237-03-CID259-612

ARMED FORCES INSTITUTE OF PATHOLOGY
Office of the Armed Forces Medical Examiner
1413 Research Blvd., Bldg. 102
Rockville, MD 20850
1-800-944-7912

FINAL AUTOPSY REPORT

Name: (b)(6)
SSAN: N/A
Date of Birth: Unk
Date Found: 04 NOV 2003
Date of Autopsy: 09 NOV 2003
Date of Report: 09 JAN 2004

Autopsy No.: ME 03-504
AFIP No.: 2903283
Rank: CIV, Iraqi National
Place of Death: (b)(2)-2
Place of Autopsy: Mortuary
(b)(2)-2

Circumstances of Death: This Iraqi National male was captured by (b)(2)-2 and died while detained at (b)(2)-2

Authorization for Autopsy: Office of the Armed Forces Medical Examiner, IAW 10 USC 1471

Identification: Visual Identification as per Investigating Agency

CAUSE OF DEATH: Blunt Force Injuries Complicated by Compromised Respiration

MANNER OF DEATH: Homicide

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FINAL AUTOPSY DIAGNOSES:

I. Blunt Forces Injuries:

A. Head:

i. Right periorbital contusion and subjunctival hemorrhage
ii. Contusions of the right side of the face and nose
iii. Parietal subgaleal and temporalis muscle contusions
iv. Lower lip and buccal mucosa contusions

B. Torso:

i. Multiple cutaneous contusions and abrasions
ii. Anterior and posterior chest wall contusions
iii. Sternal contusion
iv. Fractures of right anterior ribs 5&6 and left anterior ribs 3-6
v. Left lung contusion

C. Extremities:

i. Multiple cutaneous abrasions and contusions

II. Ligature marks of the wrists and ankles

III. Remote Gunshot Wound of Torso (projectile removed from spleen)

IV. No significant natural diseases identified, within limitations of examination

V. Toxicology: negative

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(b)(6)

EXTERNAL EXAMINATION

The body is that of a well-developed, well-nourished 5ft 10-inch tall, 165-pound (estimated) Caucasian male. Lividity is fixed on the posterior aspect of the body. Rigor is present and symmetric on all extremities. The temperature is cold, that of the refrigeration unit.

The scalp is covered with brown hair with temporal graying and frontal balding. Facial hair consists of a close trimmed brown and grey beard and mustache. The irides are brown and the pupils are round and equal in diameter. Petechial hemorrhages of the sclera are not present. The external auditory canals are free of secretions and blood. The ears are unremarkable. The nares are patent. Injuries to the face will be described below in the "evidence of injury section". The nose and maxillae are palpably stable. The teeth are natural. Petechiae of the buccal mucosa are not present.

The neck is straight, and the trachea is midline and mobile. The chest is symmetric. The abdomen is flat. There is a well-healed 2 x ¼-inch oblique scar on the left lower quadrant of the abdomen. There is a jagged irregular well-healed 6 x 2-inch horizontal scar extending from the lower left quadrant of the abdomen across the anterior lateral aspect of the left thigh. The genitalia are those of a normal adult male. The testes are descended and free of masses. Pubic hair is present in a normal distribution. Ano-genital trauma is not present and the buttocks and anus are otherwise unremarkable

On the posterior torso there is a well-healed vertical 3 x ¼-inch scar in the midline over the thoracic spine. There is a 3 x 2-inch vertical scar in the midline of the lumbar spine. A well-healed 3-x ¼-inch irregularly shaped scar is on the left lower back. A vertical ¾ x ¼-inch scar is on the upper aspect of the right buttock. A 1 x ¼-inch vertical scar is present on the left buttock. There is an oblique 3 x ¼-inch scar on the lower aspect of the left buttock. Injuries to the torso will be described below in the "evidence of injuries" section.

The upper and lower extremities are symmetric without clubbing or edema. Injuries to the palms of the hands and soles of the feet are not noted. There is a vertical 6 x ¼-inch scar on the medial aspect of the distal left thigh, which extends to the upper left leg. On the dorsum of the right foot is a 1x ½-inch scar. On the dorsal aspect of the left foot is a 1x ½-inch scar. Injuries to the extremities will be described below in the "evidence of injury section".

CLOTHING AND PERSONAL EFFECTS

The deceased in unclad and personal effects are not present with body at the time of autopsy.

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MEDICAL INTERVENTION

None.

RADIOGRAPHS

Postmortem radiographs are obtained and support the clinical diagnoses.

EVIDENCE OF INJURY

I. BLUNT FORCE INJURIES:

A. Head and Neck:
Externally, a circumferential periorbital contusion surrounds the right eye with associated subconjunctival hemorrhage of the eyeball. A 1¼ x ¾-inch contusion is on the right side of the face, lateral to right eye. There is a ¾ x ¼-inch contusion on the left side of the nose, immediately adjacent to the left medial canthus. A ¼ x ¼-inch round contusion is on the right lower lip. There is a 1 x ½-inch contusion on the buccal mucosa of the lower lip. Reflection of the scalp reveals bilateral subgaleal hemorrhages of the parietal scalp with contusions of the right and left temporalis muscles. Injury to the skull is not identified. The brain and spinal cord are without injury. Incision and layerwise dissection of the anterior and posterior neck demonstrates no injury of the anterior neck and deep paracervical muscular tissues and no cervical spine fractures.

B.Torso:
On the upper lateral aspect of the left side of the chest is a 5 x 2-inch contusion. On the upper quadrant of the left side of the abdomen is an oblique 5 x 1-inch contusion. Just inferior to this contusion is an oval 3 x 2-inch contusion. On the posterior lateral aspect of the left buttock is a 3 x 1-inch linear contusion. On the mid aspect of the left buttock is an oval 3 x 2-inch contusion.

Internally, there are contusions of the muscles of the upper right and left chest walls. Posteriorly, there are muscle contusions of the right upper back. There are fractures of left anterior ribs three through six and right anterior ribs five and six. There are contusions over the mid aspect of the sternum. The left lung is involved by a 5 x 3-cm contusion of the anterior aspect of the upper lobe of the left lung.

C.Extremities:
On the posterior aspect of the right forearm is a linear 6 x 2-inch contusion with a 3 x ¼-inch abrasion in its center. On the dorsum of the right hand is a 3 x 2-inch contusion and smaller contusions overlay the dorsal aspect of the second and third right digits. On the anterior aspect of the left upper arm is a ¾ x ¾-inch contusion. This contusion is continuous with the previously described injury on the lateral aspect of the upper left chest. There is a 2 x 1-inch contusion on the medial aspect of the left elbow. On the posterior aspect of the left elbow is a 2 x 2-inch contusion. There are contusions

overlying the dorsum of the left hand centered over the fourth and fifth metacarpal joints. On the anterior aspect of the right thigh are three linear horizontal contusions. The most proximal contusion measures 3 x ½-inches. Iimmediately inferior to this is a 2 ½ x ½-inch contusion and the most inferior contusion, located at the mid anterior thigh, measures 4 x ½-inches. A vertical 6 x 3-inch contusion is located on the anterior-lateral aspect of the mid right thigh. A 4 x 3-inch contused-abrasion overlies the anterior aspect of the right knee. On the anterior mid left thigh is a 1 ½ x 1-inch contusion. The left knee is covered by a 3 x 1-inch vertical contused-abrasion. On the anterior aspect of the left leg is a 7 x 2 ½-inch irregularly shaped contusion. On the posterior aspect of the distal left thigh, in the midline, is a 2 x 2-inch oval contusion. On the dorsal aspect of the left foot are ½-inch oval contusions overlying the second, third, fourth, and fifth metacarpelphalangeal joints.

II. LIGATURE INJURIES:

The wrists and ankles show evidence of binding ligature injuries. On the anterior aspect of the right wrist is a 2 x ¼-inch linear horizontal contusion and on the back of the right wrist is 2 x ¼-inch linear horizontal contusion. Cut sections into these wounds show hemorrhage into the superficial subcutaneous tissue. On the front of the left wrist on the lateral aspect is a 1 x ¾-inch contusion, extending to the left thumb. On the back of the left wrist is a 2 ¼ x ½-inch contusion, which extends across the diameter of the wrist. Cut sections into these wrist wounds show hemorrhage into the superficial aspects of the subcutaneous tissue. On the lateral aspect of the anterior right ankle is a 3 x 3-inch contused-abrasion and on the posterior-lateral aspect of the right ankle is a 2 x 1-inch contused-abrasion. On the anterior aspect of the left ankle is 3 ½ x 1-inch linear contusion extending from the lateral to mid aspect of the left ankle. Incision into these ankle wounds show hemorrhage into the superficial subcutaneous tissue.

III. REMOTE GUNSHOT WOUND OF THE TORSO:

Dissection of the spleen reveals a minimally deformed medium caliber jacketed projectile within the splenic parenchyma. The projectile is surrounded by dense fibrous tissue.

INTERNAL EXAMINATION

HEAD:
Injuries to the subgaleal soft tissues of the scalp have been described. The remainder of the galeal and subgaleal soft tissues are free of injury. The calvarium is intact, as is the dura mater beneath it. Clear cerebrospinal fluid surrounds the 1400 gm brain, which has unremarkable gyri and sulci. Coronal sections demonstrate sharp demarcation between white and grey matter, without hemorrhage or contusive injury. The ventricles are of normal size. The basal ganglia, brainstem, cerebellum, and arterial systems are free of

injury or other abnormalities. There are no skull fractures. The atlanto-occipital joint is stable.

NECK:
The anterior strap muscles of the neck are homogenous and red-brown, without hemorrhage. The thyroid cartilage and hyoid are intact. The larynx is lined by intact white mucosa. The thyroid is symmetric and red-brown, without cystic or nodular change. The tongue is free of bite marks, hemorrhage, or other injuries.

BODY CAVITIES:
Injuries to the chest have been described. The vertebral bodies are visibly and palpably intact. No excess fluid is in the pleural, pericardial, or peritoneal cavities. The organs occupy their usual anatomic positions.

RESPIRATORY SYSTEM:
Injury to the left lung has been described. The right and left lungs weigh 650 and 485 gms, respectively. The uninjured external surfaces are smooth and deep red-purple. The pulmonary parenchyma is diffusely congested and edematous. No mass lesions or areas of consolidation are present.

CARDIOVASCULAR SYSTEM:
The 425 gm heart is contained in an intact pericardial sac. The epicardial surface is smooth, with minimal fat investment. The coronary arteries are present in a normal distribution, with a right-dominant pattern. Cross sections of the vessels show no significant atherosclerosis. There is 30% stenosis of the proximal left anterior descending coronary artery. Otherwise, the remaining coronary arteries are widely patent. The myocardium is homogenous, red-brown, and firm. The valve leaflets are thin and mobile. The walls of the left and right ventricles are 1.4 and 0.4-cm thick, respectively. The endocardium is smooth and glistening. The aorta gives rise to three intact and patent arch vessels. The renal and mesenteric vessels are unremarkable.

LIVER & BILIARY SYSTEM:
The 1500 gm liver has an intact, smooth capsule and a sharp anterior border. The parenchyma is tan-brown and congested, with the usual lobular architecture. No mass lesions or other abnormalities are seen. The gallbladder contains 10 cc of green-black bile and no stones. The mucosal surface is green and velvety. The extrahepatic biliary tree is patent.

SPLEEN:
Recovery of a remote projectile has been discussed. The 130 gm spleen has a smooth, intact, red-purple capsule. The parenchyma is maroon and congested, with distinct Malpighian corpuscles.

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PANCREAS:
The pancreas is firm and yellow-tan, with the usual lobular architecture. No mass lesions or other abnormalities are seen.

ADRENALS:
The right and left adrenal glands are symmetric, with yellow cortices and grey medullae. No masses or areas of hemorrhage are identified.

GENITOURINARY SYSTEM:
The right and left kidneys weigh 115 and 120 gms, respectively. The external surfaces are intact and smooth. The cut surfaces are red-tan and congested, with uniformly thick cortices and sharp corticomedullary junctions. The pelves are unremarkable and the ureters are normal in course and caliber. White bladder mucosa overlies an intact bladder wall. The bladder contains approximately 300 cc of yellow urine. The prostate is normal in size, with lobular, yellow-tan parenchyma. The seminal vesicles are unremarkable. The testes are free of mass lesions, contusions, or other abnormalities.

GASTROINTESTINAL TRACT:
The esophagus is intact and lined by smooth, grey-white mucosa. The stomach contains approximately 200 cc of dark brown partially digested food. The gastric wall is intact. The duodenum, loops of small bowel, and colon are unremarkable. The appendix is present.

ADDITIONAL PROCEDURES

- Documentary photographs are taken by Sgt. (b)(6) OAFME
- Attending the autopsy is Special Agent (b)(6) Army CID.
- Specimens retained for toxicologic testing and/or DNA identification are: vitreous, blood, urine, spleen, liver, lung, brain, bile, gastric, and psoas muscle
- The dissected organs are forwarded with body

MICROSCOPIC EXAMINATION

Selected portions of organs are retained in formalin, without preparation of histologic slides.

TOXICOLOGY

AFIP Accession # 035228, dated 24 Nov 2003
Volatiles: Blood-negative for ethanol
Cyanide: Blood- negative
Drugs of abuse: Blood-negative

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(b)(6)

OPINION

(b)(6) an Iraqi National, died while detained at the (b)(2)-2 where he was held for interrogations by government agencies. According to an investigative report, (b)(6) was captured by (b)(2)-2 and resisted apprehension. External injuries are consistent with injuries sustained during apprehension. Ligature injuries are present on the wrists and ankles. Fractures of the ribs and a contusion of the left lung imply significant blunt force injuries of the thorax and likely resulted in impaired respiration. According to investigating agents, interviews taken from individuals present at the prison during the interrogation indicate that a hood made of synthetic material was placed over the head and neck of the detainee. This likely resulted in further compromise of effective respiration. (b)(6) was not under the influence of drugs of abuse or ethanol at the time of death. The cause of death is blunt force injuries of the torso complicated by compromised respiration. The manner of death is homicide.

(b)(6)

CDR MC USN (FS)
Deputy Armed Forces
Medical Examiner

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0237-03-CID259-61219

CRIME LAB EXAMINATION REQUEST

For use of this form, see AR 195-5; the proponent agency is the United States Army Criminal Investigation Command.

LAB USE ONLY

REFERRAL NUMBER

RECEIVED		RETURNED	
	REGIS MAIL		REGIS MAIL
	RY EXP		RY EXP
	HAND		HAND
DATE		DATE	

RECEIVED BY

EVIDENCE RECEIPT

RECEIVED	INITIATED

TO: *(Include Zip Code)*
COMMANDER U.S. Army Criminal Investigation Laboratory
4553 N 2d St
Forest Park, GA 30050-5122

ATTN:
Serology Division
Latent Prints DIvision

FROM: *(Include Zip Code)*
Special Agent-in-Charge
75th MP Det (CID)(-)
22nd Military Police Bn (USACIDC)
ATTN: Evidence Custodian
22nd MP Bn
DNVT 302-550-4350 (SA [redacted]

e-mail:
[redacted]us.army.mil

1. CONTRIBUTOR CASE NUMBER
0237-03-CID259-61219

2. INVESTIGATOR'S NAME
SA [redacted]

3. AUTOVON AND PHONE NUMBER
DVNT (302) 530-4227

4. SUSPECT(S) *(Last, first and middle name(s))*
Unknown

5. VICTIM(S) *(Last, first and middle name(s))*
AL-JAMAIDI, MANADEL

6. TYPE OF OFFENSE
MURDER

7. ONE COPY OF EVIDENCE RECEIPT INCLOSED WITH EVIDENCE
[X] YES [ ] NO

8. OTHER EVIDENCE PREVIOUSLY SUBMITTED ON THIS CASE
[ ] YES [X] NO

9. IF "YES" IN ITEM 8, LIST OTHER SUSPECT(S), DATE SUBMITTED, UNIT CASE AND LABORATORY REFERRAL NUMBER(S)

10. EVIDENCE SUBMITTED

a. EXHIBIT	b. DESCRIPTION OF EXHIBIT
1	Jumpsuit (1 each) (Item #1, V/O 541-03)
2	Bottle (1 each) (Item #6, V/O 541-03)

DA FORM 2655, AUG 74 REPLACES DA FORM 2655, 1 OCT 1972, WHICH IS OBSOLETE

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EXHIBIT 18

10. EVIDENCE SUBMITTED *(Continued)*	
a. EXHIBIT	b. DESCRIPTION OF EXHIBIT

11. EXAMINATION(S) REQUESTED *(Briefly furnish any information or instructions that might assist the laboratory in examining, evaluating or returning evidence and/or report.)*

SYNOPSIS: See attached 2d Status Report for details.

SEROLOGY DIVISION: Request your division examine Exhibit 1 and 2 and determine if any fluids are present. Determine the blood type of any blood found and develop a DNA profile of any fluids if possible. Request that results of the analysis be retained for future comparison.

LATENT PRINT DIVISION: Examine Exhibit 2, for latent prints. If latent prints are present, request they be held for future comparison

Conduct any other examinations you deem appropriate.

Evidence above has not been examined by another expert in the same scientific field.

TYPED/PRINTED NAME OF REQUESTOR	SIGNATURE	DATE
[redacted]	[redacted]	15 MAR 04

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SWORN STATEMENT

For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel.

LOCATION	DATE	TIME	FILE NUMBER
ABU GHRAIB PRISON, CID OFFICE	18 MAR 04 [redacted]	[redacted] 1600 [redacted]	0237-03-CID259-61219

LAST NAME, FIRST NAME, MI	SOCIAL SECURITY NUMBER	GRADE/STATUS
[redacted]	[redacted]	E-4

ORGANIZATION OR ADDRESS
372 MP CO., ABU GHRAIB PRSION

[redacted] I, [redacted] want to make the following statement under oath:

On 4 NOV 03, I was assigned as the runner of tier 1B of the "hardsite" at Abu Ghraib Prison. My shift on this date was from 0400 hrs to 1600 hrs. My duties as the runner are to perform miscellaneous tasks such as getting chow for the other MPs, relieving others for breaks etc. At approximately 0430-0500 hrs, a person from OGA came to the office located near the intake point of tier 4B and advised me that they had a prisoner. I unlocked the door to the intake point and two OGA personnel, an interrogator and a translator, walked the prisoner into tier 4B. They placed the prisoner in a holding cell. I had seen the translator on two to three prior occasions at the prison but I had never before seen the interrogator. The prisoner had a green plastic sandbag over his head and was wearing only a purple jacket and purple T-shirt. The prisoner was not wearing any pants, underwear, shoes, or socks. His hands were secured behind his back with flex cuffs. The flex cuffs were very tight on his wrists because I later had trouble cutting them off. The prisoner did not appear to be in distress. He was walking fine and his speech was normal. SSG [redacted] and SGT [redacted] were in and out of the area when the prisoner was brought in. Within minutes of placing the prisoner in the holding cell, the translator and interrogator began to yell at him. They were yelling at the prisoner trying to find where some weapons were. The prisoner was responding to the yelled questions in Arabic but I could not understand what he was saying. The door to the holding cell was open and SSG [redacted] and myself were standing outside while this was going on. I could see the prisoner in the corner of the cell in a seated position like a scared child with the translator and interrogator leaning over him yelling at him. They yelled at the prisoner for 5-10 minutes and then they asked SSG [redacted] and myself to remove the flex cuffs. We removed the flex cuffs and the two OGA personnel removed the prisoner's jacket and shirt. They again began to yell at the prisoner about the weapons at which point SSG [redacted] and myself backed out of the cell. The OGA personnel then advised SSG [redacted] and myself to "take the prisoner to tier one." Upon this request we placed the prisoner in an orange jumpsuit, handcuffed his hands behind his back and shackled his feet. We used steel handcuffs and shackles to secure the prisoner. At this time I did not see any injuries on the prisoner.

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT	PAGE
19	[redacted]	PAGE 1 OF 3 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF __TAKEN AT __DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE__OF __PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

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[redacted] There was no bruising, swelling or blood. If we had seen any injuries on the prisoner at this time we would have called for a medic. It is common procedure to clothe, handcuff, and shackle a prisoner when brought in by OGA. After this, SSG [redacted] and I walked the prisoner to the shower room on tier 1B. The prisoner offered no resistance while we escorted him. The OGA personnel followed behind us. The interrogator told us that he did not want the prisoner to sit down and wanted him shackled to the wall. I got some leg irons and shackled the prisoner to the wall by attaching one end of the leg irons to the bars on the window and the other end to the prisoner's handcuffs. In this position the prisoner could stand without any discomfort. It is possible that SPC [redacted] was also present in the shower room when we secured the prisoner but I am not certain. Once he was shackled to the wall, SSG [redacted] and I left the room and the OGA personnel started their interrogation. I left the area and returned to the MP office. At this point it had been approximately 30 minutes since the OGA personnel had arrived at the facility. I left the prisoner with the interrogators prior to 0530 hrs. At about 0700 hrs, SGT [redacted] came to the office and stated the prisoner had died. SSG [redacted] was present when SGT [redacted] made this announcement. SSG [redacted] told me to go to the tier and find out if the prisoner was really dead. Upon my arrival at the tier, I looked through the open door to the shower room and saw the prisoner was no longer shackled to the wall. From my position outside the shower room, I could only see the prisoner's head and shoulders. The prisoner was laying face up on the floor and I could see he had facial injuries consisting of a swollen and bruised eye and also bruising at various locations on his face. I don't recall seeing blood on his face. It was apparent to me that the prisoner was dead. I called SSG [redacted] on the radio and told him the prisoner was dead. SSG [redacted] asked me what they were going to do with the body. I tried to find out what the OGA was going to do with the body from the interrogator and interpreter. Shortly after this, 4-5 more OGA personnel appeared at the scene. There was confusion about what to do with the body of the prisoner so SSG [redacted] responded to my location. He then directed me to return to the office and answer the telephone. SSG [redacted] eventually returned to the office, telephoned battalion personnel and tried to determine who was going to take the body. Later in the day, someone, I don't know who, made the decision to place the prisoner in a body bag. I had also heard over the radio that an MP was requesting ice to put on the body because he was starting to smell. I then went to various locations looking for ice. Before I found any ice someone else had found some and placed it on the body to stop it from smelling. Later in the day, at an unknown time, I was on tier 1B near the shower room. I saw the curtain over the shower room window was partially pulled away. I looked through the opening in the curtain and saw what appeared to be the prisoner in the body bag.

Q: Are you familiar with Dr. [redacted]

A: No

Q: Do Iraqi medical personnel examine prisoners?

A: Yes, but not those brought in by OGA or MI. The policy is that prisoners brought in by OGA or MI are only examined by US medical personnel.

Q: Is it possible an Iraqi doctor appeared at the scene and you did not see him?

A: Yes.

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DA FORM 2823 (AUTOMATED)
STATEMENT OF [redacted] TAKEN AT BCCF DATED 18 Mar 04 CONTINUED:

Q: Did you, or any one you know of, prepare a report regarding this a incident?
A: No
Q: Do you know what happened to the sandbag that was placed over the prisoner's head?
A: No.
Q: Do you have anything else to add to this statement?
A: No.////End of statement////////////////////////////////////[redacted]

AFFIDAVIT

I, [redacted] HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OR PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[redacted]
(SIGNATURE OF PERSON MAKING STATEMENT)

WITNESSES: [redacted] SA
[redacted]

ORGANIZATION OR ADDRESS
Prisoner Interrogation Team (PIT)
Abu Ghraib Prison, Iraq

ORGANIZATION OR ADDRESS

SUBSCRIBED AND SWORN BEFORE ME, A PERSON BY LAW TO ADMINISTER OATHS, THIS 18th DAY OF Mar, 19__ AT Abu Ghraib Prison, IRAQ

[redacted]
(Signature of Person Administering Oath)

SA [redacted]
(Name of Person Administering Oath)

Article 136 UCMJ
(Authority to Administer Oath)

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGES 3 OF 3 PAGES

DA FORM 2823 (AUTOMATED)

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LAW ENFORCEMENT SENSITIVE

EXHIBIT 19
203

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(g)
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your Social Security Number is voluntary.

1. LOCATION	2. DATE	3. TIME	4. FILE NO.
LSA DIAMONDBACK, MOSUL, IRAQ	[redacted] 7 APR 04	[redacted] 1900	0237-03-CID259-61219

5. NAME (Last, First, MI)	8. ORGANIZATION OR ADDRESS
[redacted]	SEAL TEAM 7 SAN DIEGO, CA
6. SSN [redacted]	7. GRADE/STATUS [redacted]

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army CRIMINAL INVESTIGATION DIVISION and wanted to question me about the following offense(s) of which I am suspected/accused: MURDER [redacted]

[redacted]fore he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

[redacted] I do not have to answer any questions or say anything.

[redacted] Anything I say or do can be used as evidence against me in a criminal trial.

[redacted] *(For personnel subject to the UCMJ)* I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

- or -

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.

[redacted] If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS *(Continue on reverse side)*

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me.

WITNESSES *(If available)*	3. SIGNATURE OF INTERVIEWEE
1a. NAME *(Type or Print)*	[redacted]
b. ORGANIZATION OR ADDRESS AND PHONE	4. SIGNATURE OF INVESTIGATOR [redacted]
2a. NAME *(Type or Print)*	5. TYPED NAME OF INVESTIGATOR [redacted]
b. ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR 75TH MP DET (CID), MOSUL.

Section C. Non-waiver

1. I do not want to give up my rights:
   ☐ I want a lawyer. ☐ I do not want to be questioned or say anything.
2. SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT *(DA FORM 2823)* SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED.

DA FORM 3881, NOV 89 EDITION OF NOV 84 IS OBSOLETE

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LAW ENFORCEMENT SENSITIVE

PART II - RIGHTS WARNING PROCEDURE

THE WARNING

1. WARNING - Inform the suspect/accused of:
   a. Your official position.
   b. Nature of offense(s).
   c. The fact that he/she is a suspect/accused.
2. RIGHTS - Advise the suspect/accused of his/her rights as follows:
   "Before I ask you any questions, you must understand your rights."
   a. "You do not have to answer my questions or say anything."
   b. "Anything you say or do can be used as evidence against you in a criminal trial."
   c. (For personnel subject to the UCMJ) "You have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with you during questioning. This lawyer can be a civilian you arrange for at no expense to the Government or a military lawyer detailed for you at no expense to you, or both."

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   (For civilians not subject to the UCMJ) You have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with you during questioning. This lawyer can be one you arrange for at your own expense, or if you cannot afford a lawyer and want one, a lawyer will be appointed for you before any questioning begins."
   d. "If you are now willing to discuss the offense(s) under investigation, with or without a lawyer present, you have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if you sign a waiver certificate."

Make certain the suspect/accused fully understands his/her rights.

THE WAIVER

"Do you understand your rights?"
(If the suspect/accused says "no," determine what is not understood, and if necessary repeat the appropriate rights advisement. If the suspect/accused says "yes," ask the following question.)

"Have you ever requested a lawyer after being read your rights?"
(If the suspect/accused says "yes," find out when and where. If the request was recent *(i.e., fewer than 30 days ago)*, obtain legal advice on whether to continue the interrogation. If the suspect/accused says "no," or if the prior request was not recent, ask him/her the following question.)

"Do you want a lawyer at this time?"
(If the suspect/accused says "yes," stop the questioning until he/she has a lawyer. If the suspect/accused says "no," ask him/her the following question.)

"At this time, are you willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer and without having a lawyer present with you?" *(If the suspect/accused says "no," stop the interview and have him/her read and sign the non-waiver section of the waiver certificate on the other side of this form. If the suspect/accused says "yes," have him/her read and sign the waiver section of the waiver certificate on the other side of this form.)*

SPECIAL INSTRUCTIONS

WHEN SUSPECT/ACCUSED REFUSES TO SIGN WAIVER CERTIFICATE: If the suspect/accused orally waives his/her rights but refuses to sign the waiver certificate, you may proceed with the questioning. Make notations on the waiver certificate to the effect that he/she has stated that he/she understands his/her rights, does not want a lawyer, wants to discuss the offense(s) under investigation, and refuses to sign the waiver certificate.

IF WAIVER CERTIFICATE CANNOT BE COMPLETED IMMEDIATELY: In all cases the waiver certificate must be completed as soon as possible. Every effort should be made to complete the waiver certificate before any questioning begins. If the waiver certificate cannot be completed at once, as in the case of street interrogation, completion may be temporarily postponed. Notes should be kept on the circumstances.

PRIOR INCRIMINATING STATEMENTS:

1. If the suspect/accused has made spontaneous incriminating statements before being properly advised of his/her rights he/she should be told that such statements do not obligate him/her to answer further questions.
2. If the suspect/accused was questioned as such either without being advised of his/her rights or some question exists as to the propriety of the first statement, the accused must be so advised. The office of the serving Staff Judge Advocate should be contacted for assistance in drafting the proper rights advisal.

NOTE: If 1 or 2 applies, the fact that the suspect/accused was advised accordingly should be noted in the comment section on the waiver certificate and initialed by the suspect/accused.

WHEN SUSPECT/ACCUSED DISPLAYS INDECISION ON EXERCISING HIS OR HER RIGHTS DURING THE INTERROGATION PROCESS: If during the interrogation, the suspect displays indecision about requesting counsel (for example, "Maybe I should get a lawyer."), further questioning must cease immediately. At that point, you may question the suspect/accused only concerning whether he or she desires to waive counsel. The questioning may not be utilized to discourage a suspect/accused from exercising his/her rights. (For example, do not make such comments as "If you didn't do anything wrong, you shouldn't need an attorney.")

COMMENTS *(Continued)*

* U.S Government Printing Office1992- 311-830/60267

DODDOACID9532 205

SWORN STATEMENT

For use of this form, see AR 190-45: The proponent agency of the Deputy Chief of Staff for Personnel.

LOCATION	DATE	TIME	FILE NUMBER
LSA Diamondback, Mosul, Iraq	7 Ap[redacted]	2000	0237-03-CID259-61219
LAST NAME, FIRST NAME, MI	**SOCIAL SECURITY NUMBER**		**GRADE/STATUS**
[redacted]	[redacted]		E-6

ORGANIZATION OR ADDRESS
Seal Team 7, San Diego, CA

[redacted], John A. CUNNING want to make the following statement under oath:

On 4 NOV 03, sometime during the early morning hours, I was involved in a mission to capture an Iraqi National in Baghdad, Iraq. I do not remember the name of the Iraqi or the specific location where we went to find him. I was assigned to the breacher team and our mission was to breach the front door of the residence. ABH1 [redacted] AM1 [redacted], IT2 [redacted] and one other Seal, whose name I don't remember, were also assigned to the breacher team. The primary breacher team and entry team consisted of 15-20 Seals. Due to bad intelligence, we initially went into the wrong apartment looking for the Iraqi. When we determined we were in the wrong apartment we moved to the correct apartment and I ended up being the number two man in the stack, ABH1 [redacted] was the number one man in the stack. ABH1 [redacted] was placing the breaching charge on the door when it began to open. ABH1 [redacted] dropped the charge and tackled the person who was opening the door. I ran past the two of them to clear the ~~apartment. I did not see ABH1~~ [redacted] ~~again until he was escorting the~~ Iraqi down the stairs. The Iraqi had a hood over his head and was flex cuffed with his hands behind his back. After the Iraqi's capture we quickly moved to our vehicles which were parked 100-150 yards away. I never saw the Iraqi again. I did not see ABH1 [redacted] involved in a physical confrontation with the Iraqi.

Q: GM1 [redacted]
A: SA [redacted]
Q: Did you see anyone physically abuse the Iraqi prisoner?
A: No.
Q: Did ABH1 [redacted] tell you that he was involved in a fight with the Iraqi?
A: No.
Q: Do you recall what the Iraqi was wearing when you saw him on the stairs?
A: No.
Q: Did you murder the Iraqi prisoner?
A: No.
Q: Do you have anything you would like to add to this statement?
A: NO.///End of Statement/// [redacted]

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF 2 PAGES
20	[redacted]	

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _TAKEN AT __DATED __CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE__OF __PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE OF ANOTHER COPY OF THIS FORM.

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0237-03-CID259-61219

[redacted] LSA DIAMOND BACK

STATEMENT OF | TAKEN AT | FILE NUMBER: | DATED 7 APR 04 | CONTINUED:

STATEMENT *(Continued)*

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

[redacted]

(Signature of Person Making Statement)

WITNESSES:

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 7 day of APRIL, 20 04 at

[redacted]

(Signature of Person Administering Oath)

SA [redacted]

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

ART. 136 UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 2 OF 2 PAGES [redacted]

b6 7C

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LAW ENFORCEMENT SENSITIVE

EXHIBIT 20 207

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(g)
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your Social Security Number is voluntary.

1. LOCATION	2. DATE	3. TIME	4. FILE NO.
LSA DIAMONDBACK, MOSUL, IRAQ	7 APR 04	2110	0237-03

5. NAME (Last, First, MI)	8. ORGANIZATION OR ADDRESS
	SEAL TEAM 7 SAN DIEGO, CA
6. SSN	7. GRADE/STATUS

CID 259-61219

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army CRIMINAL INVESTIGATION DIVISION and wanted to question me about the following offense(s) of which I am suspected/accused: MURDER.

Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

I do not have to answer any questions or say anything.

Anything I say or do can be used as evidence against me in a criminal trial.

(For personnel subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

- or -

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.

If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS *(Continue on reverse side)*

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me.

WITNESSES *(If available)*	3. SIGNATURE OF INTERVIEWEE
1a. NAME *(Type or Print)*	
b. ORGANIZATION OR ADDRESS AND PHONE	4. SIGNATURE OF INVESTIGATOR
2a. NAME *(Type or Print)*	5. TYPED NAME OF INVESTIGATOR
b. ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR 75TH MP DET (CID) MOSUL.

Section C. Non-waiver

1. I do not want to give up my rights:
   ☐ I want a lawyer. ☐ I do not want to be questioned or say anything.

2. SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT *(DA FORM 2823)* SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED.

DA FORM 3881, NOV 89 EDITION OF NOV 84 IS OBSOLETE

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LAW ENFORCEMENT SENSITIVE

EXHIBIT 21
208

PART II - RIGHTS WARNING PROCEDURE

THE WARNING

1. WARNING - Inform the suspect/accused of:
   a. Your official position.
   b. Nature of offense(s).
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Make certain the suspect/accused fully understands his/her rights.

THE WAIVER

"Do you understand your rights?"
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SPECIAL INSTRUCTIONS

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NOTE: If 1 or 2 applies, the fact that the suspect/accused was advised accordingly should be noted in the comment section on the waiver certificate and initialed by the suspect/accused.

WHEN SUSPECT/ACCUSED DISPLAYS INDECISION ON EXERCISING HIS OR HER RIGHTS DURING THE INTERROGATION PROCESS: If during the interrogation, the suspect displays indecision about requesting counsel (for example, "Maybe I should get a lawyer."), further questioning must cease immediately. At that point, you may question the suspect/accused only concerning whether he or she desires to waive counsel. The questioning may not be utilized to discourage a suspect/accused from exercising his/her rights. (For example, do not make such comments as "If you didn't do anything wrong, you shouldn't need an attorney.")

COMMENTS *(Continued)*

* U.S Government Printing Office1992- 311-830/60267

DODDOACID9536209

[redacted] LSA DIAMOND BACK FILE NUMBER: 0237-03-CID259-61219

STATEMENT OF TAKEN AT DATED 7APR04 CONTINUED:

STATEMENT *(Continued)*

AFFIDAVIT

I, [redacted], HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMEN[redacted]

WITNESSES:

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 7 day of APRIL, 20 04 at LSA DIAMOND BACK, MOSUL, IRAQ

[redacted]

(Signature of Person Administering Oath)

[redacted]

(Typed Name of Person Administering Oath)

ART 136 UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT [redacted]

PAGE 2 OF 2 PAGES

b6 TC

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LAW ENFORCEMENT SENSITIVE

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY ACT STATEMENT

AUTHORITY:	Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 *(SSN)*.
PRINCIPAL PURPOSE:	To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES:	Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE:	Disclosure of your social security number is voluntary. MAN MAN

1. LOCATION	2. DATE (YYYYMMDD)	3. TIME	4. FILE NUMBER
LSA DIAMONDBACK (MOSUL)	2004 04 07	2126	0237-03-CID259-61219

5. LAST NAME, FIRST NAME, MIDDLE NAME	6. SSN	7. GRADE/STATUS
[redacted]	[redacted]	[redacted]

8. ORGANIZATION OR ADDRESS
SEAL TEAM SEVEN

9. [redacted], WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

I DO RECALL A SUSPECT KNOWN AS MANAEL DO TO THE FACT THAT I FOUND OUT HE DIED AFTER WE APPREHENDED HIM AND TURNED HIM OVER TO OTHER AUTHORITIES.

I DO NOT RECALL ANY SPECIFIC DETAILS OF THIS MAN OR THIS PARTICULAR OPERATION.

/// END OF STATEMENT /// [redacted]

10. EXHIBIT	11. I[redacted]KING STATEMENT	PAGE 1 OF 2 [redacted]

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____"

THE BOTTOM EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

DA FORM 2823, DEC 1998 — DA FORM 2823, JUL 72, IS OBSOLETE — USAPA V1.00

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LAW ENFORCEMENT SENSITIVE

EXHIBIT 21

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(g)
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1. LOCATION	2. DATE	3. TIME	4. FILE NO.
LSA DIAMONDBACK, MOSUL IZ	7 APR 04	2150	0237-03-CID 259-61219

5. NAME (Last, First, MI)	8. ORGANIZATION OR ADDRESS
[redacted]	SEAL TEAM 7 ~~SANATAN~~ SAN DIEGO, CA
6. SSN [redacted]	7. GRADE/STATUS [redacted]

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

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4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS *(Continue on reverse side)*

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I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me.

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1a. NAME *(Type or Print)*	[redacted]
b. ORGANIZATION OR ADDRESS AND PHONE	4. SIGNATURE OF INVESTIGATOR [redacted]
2a. NAME *(Type or Print)*	5. TYPED NAME OF INVESTIGATOR [redacted]
b. ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR 75TH MP DET. (CID)

Section C. Non-waiver

1. I do not want to give up my rights:
   ☐ I want a lawyer. ☐ I do not want to be questioned or say anything.
2. SIGNATURE OF INTERVIEWEE

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT *(DA FORM 2823)* SUBSEQUENTLY EXECUTED BY THE SUSPECT/ACCUSED.

DA FORM 3881, NOV 89 EDITION OF NOV 84 IS OBSOLETE

b2b6TC FOR OFFICIAL USE ONLY LAW ENFORCEMENT SENSITIVE EXHIBIT 22

PART II - RIGHTS WARNING PROCEDURE

THE WARNING

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   a. Your official position.
   b. Nature of offense(s).
   c. The fact that he/she is a suspect/accused.
2. RIGHTS - Advise the suspect/accused of his/her rights as follows:
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THE WAIVER

"Do you understand your rights?"
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"Have you ever requested a lawyer after being read your rights?"
(If the suspect/accused says "yes," find out when and where. If the request was recent *(i.e., fewer than 30 days ago)*, obtain legal advice on whether to continue the interrogation. If the suspect/accused says "no," or if the prior request was not recent, ask him/her the following question.)

"Do you want a lawyer at this time?"
(If the suspect/accused says "yes," stop the questioning until he/she has a lawyer. If the suspect/accused says "no," ask him/her the following question.)

"At this time, are you willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer and without having a lawyer present with you?" *(If the suspect/accused says "no," stop the interview and have him/her read and sign the non-waiver section of the waiver certificate on the other side of this form. If the suspect/accused says "yes," have him/her read and sign the waiver section of the waiver certificate on the other side of this form.)*

SPECIAL INSTRUCTIONS

WHEN SUSPECT/ACCUSED REFUSES TO SIGN WAIVER CERTIFICATE: If the suspect/accused orally waives his/her rights but refuses to sign the waiver certificate, you may proceed with the questioning. Make notations on the waiver certificate to the effect that he/she has stated that he/she understands his/her rights, does not want a lawyer, wants to discuss the offense(s) under investigation, and refuses to sign the waiver certificate.

IF WAIVER CERTIFICATE CANNOT BE COMPLETED IMMEDIATELY: In all cases the waiver certificate must be completed as soon as possible. Every effort should be made to complete the waiver certificate before any questioning begins. If the waiver certificate cannot be completed at once, as in the case of street interrogation, completion may be temporarily postponed. Notes should be kept on the circumstances.

PRIOR INCRIMINATING STATEMENTS:

1. If the suspect/accused has made spontaneous incriminating statements before being properly advised of his/her rights he/she should be told that such statements do not obligate him/her to answer further questions.
2. If the suspect/accused was questioned as such either without being advised of his/her rights or some question exists as to the propriety of the first statement, the accused must be so advised. The office of the serving Staff Judge Advocate should be contacted for assistance in drafting the proper rights advisal.

NOTE: If 1 or 2 applies, the fact that the suspect/accused was advised accordingly should be noted in the comment section on the waiver certificate and initialed by the suspect/accused.

WHEN SUSPECT/ACCUSED DISPLAYS INDECISION ON EXERCISING HIS OR HER RIGHTS DURING THE INTERROGATION PROCESS: If during the interrogation, the suspect displays indecision about requesting counsel (for example, "Maybe I should get a lawyer."), further questioning must cease immediately. At that point, you may question the suspect/accused only concerning whether he or she desires to waive counsel. The questioning may not be utilized to discourage a suspect/accused from exercising his/her rights. (For example, do not make such comments as "If you didn't do anything wrong, you shouldn't need an attorney.")

COMMENTS *(Continued)*

U.S. Government Printing Office:1992-311-830/60267

Exhibit 23, 24, 25, 26, and 27

Page(s) 214 - 232 referred to

Central Intelligence Agency Office of the Inspector General

DETAILS:

About 1110, 4 May 04, SA [redacted] along with Agent [redacted] and Agent [redacted] Central Intelligence Agency, Office of the Inspector General (CIA/OIG), interviewed LCDR [redacted], U.S. Navy SEAL Team Seven (ST-7), Coronado, CA, at the Office of the Judge Advocate General (JAG), Naval Special Warfare Group One, Coronado, CA. Also present at the interview was LT [redacted] JAG, Naval Special Warfare Group One, Coronado, CA. LCDR [redacted] told SA [redacted] that during the period 3-4 Nov 03, he was assigned to ST-7, Baghdad International Airport (BIAP), Iraq, and was the ST-7 "Task Unit Commander." LCDR [redacted] related he was the approving authority of the operation to capture Mr. Manadel Al-JAMADI at his apartment on 4 Nov 03 and recalled many of the details surrounding the event. LCDR [redacted] told SA [redacted] that information had been developed that Mr. AL-JAMADI was a member of a terrorist cell suspected of being involved in attacks on Coalition Forces. It was suspected that he had access to about 2000 pounds of high explosive. A [redacted] subsequently provided information that Mr. AL-JAMADI would be at his apartment in the Baghdad area during the early morning hours of 4 Nov 03. LCDR [redacted] described Mr. Al-JAMADI's apartment complex as being similar to a "housing project." LCDR [redacted] told SA [redacted] that ST-7 did 2-3 days of prep time prior to him giving the approval to conduct the operation to capture Mr. AL-JAMADI. The operation was to be conducted on 4 Nov 03, with a "time on target" of 0100-0200 hours. At least 30-35 Navy personnel went on the operation, with eighteen of those personnel designated as the "assault element" who would enter Mr. AL-JAMADI's apartment complex and effect his capture. The assault element consisted of 15 Navy SEALs, two Explosive Ordinance Disposal (EOD) personnel, and a Navy translator. LCDR [redacted] related that 6 or 7-High Mobility Multi-purpose Wheeled Vehicles (HMMWV) formed the convoy that transported personnel to Mr. AL-JAMADI's apartment. He stated that two "Other Government Agency" (OGA) vehicles driven by [redacted] were also in the convoy with the HMMWV. The CIA complement to the operation included "[redacted]" "[redacted]" "[redacted]" and a unknown person believed to be [redacted] LCDR [redacted] identified [redacted] as the lead interrogator, [redacted] as the [redacted], and [redacted] as a translator. About 2300, 3 Nov 03, the convoy left the Special Operations Compound, BIAP, and drove to Forward Operating Base (FOB) St. Michael. About 2330, 3 Nov 03, the convoy arrived at FOB St. Michael where they coordinated with the 3rd Battalion, 505th Parachute Infantry Regiment (3/505 PIR), 82nd Airborne Division. LCDR [redacted] related that the convoy departed FOB St. Michael about 0030, 4 Nov 03, and drove to Mr. AL-JAMADI's three story apartment building about five kilometers away. LCDR [redacted] stated that upon their arrival at the apartment complex, BMCS [redacted] "marked" Mr. AL-JAMADI's third level apartment for identification. LCDR [redacted] remained with the vehicles while the assault element approached the apartment.

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, Iraq, APO AE 09334
SIGNATURE [redacted]	DATE 4 May 2004 — EXHIBIT 28

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DETAILS:

LCDR [redacted] was subsequently notified that an entry had been made into the wrong apartment and a male occupant of this apartment (NFI) had been detained. The assault element almost immediately determined that Mr. AL-JAMADI's apartment was adjacent to the one they had just entered. The assault element then set up to make entry into the correct apartment, that of Mr. AL-JAMADI. LCDR [redacted] related that Mr. AL- JAMADI was captured and the mission was over "very quick." LCDR [redacted] was subsequently advised that the lead breacher, ABH1 [redacted] had been involved in a struggle with Mr. AL-JAMADI and that Mr. AL-JAMADI had been armed with a knife during their encounter. LCDR [redacted] stated that he watched as Mr. AL-JAMADI and the other detainee were brought down the apartment complex stairs to the waiting vehicles. LCDR [redacted] observed that Mr. AL-JAMADI was "not walking compliantly" as he was brought to the vehicle convoy. LCDR [redacted] told SA [redacted] that Mr. AL-JAMADI was clothed in a white "wife beater" T-shirt, multi-colored "pajama" style pants, and was not wearing shoes. Mr. AL-JAMADI's hands were secured behind his back with flex cuffs and he had a green nylon-type construction sandbag over his head, he was not wearing leg restraints. LCDR [redacted] described Mr. AL-JAMADI as "small," estimating he was about 5'10" and 150 lbs. LCDR [redacted] did not recall seeing any injuries on Mr. AL-JAMADI at this time. The two detainees were then "hoisted" into the cargo bed of the designated prisoner transport vehicle by two prisoner handlers, one of whom was identified as HM1 [redacted]. LCDR [redacted] identified the designated prisoner transport vehicle as "HMMWV 3" but did not recall who was driving this vehicle. LCDR [redacted] told SA [redacted] that he was uncertain whether or not the HMMWV tailgate was up or down when the two detainees were placed inside but seemed to recall that it was in the up position. SA [redacted] asked LCDR [redacted] for his definition of "hoisted." LCDR [redacted] then described a technique used by ST-7 for expeditiously placing detainees in a HMMWV cargo bed. He stated one ST-7 member would stand on each side of a detainee as the detainee was facing the HMMWV bed. The ST-7 members would then lift the detainee up until his mid section was at about the same level as the top edge of the tailgate, or vehicle bed if the tailgate was in the down position. The tailgate's top edge was then used as a pivot point as the detainee was rotated into the cargo bed. LCDR [redacted] denied that the use of this technique could result in injury to the ribs of a detainee. He stated further that he did not actually see Mr. AL-JAMADI placed into the prisoner transport vehicle but speculated that the aforementioned technique was used since this was their common practice. LCDR [redacted] related that once the two detainees were loaded into the prisoner transport vehicle, the convoy departed for a regroup point where [redacted] would view Mr. AL-JAMADI for positive identification. While the source identification procedure was being conducted, LCDR [redacted] stated that he saw Mr. AL-JAMADI's face but, related that he did not notice any

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, Iraq, APO AE 09334
SIGNATURE [redacted]	DATE: 4 May 2004 — EXHIBIT: 28

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DETAILS:

facial injuries. The [redacted] was unable to identify the second detainee but mistakenly believed he had been removed from Mr. AL-JAMADI's apartment. Based on this mistaken belief, he felt the second detainee was probably an accomplice of Mr. AL-JAMADI and "was worth interrogating." After positive identification of Mr. AL-JAMADI was accomplished, the convoy proceeded to FOB St. Michael. LCDR [redacted] related that they remained at FOB St. Michael for about 30 minutes with the two detainees while a second operation was conducted. While at FOB St. Michael, the two detainees remained under guard in the cargo bed of the prisoner transport vehicle. LCDR [redacted] identified HM1 [redacted] as one of the two guards. Once the second operation was completed, the convoy returned to the SEAL Compound at BIAP, about twenty minutes away. The two detainees were taken to the "volleyball pit" centered in the middle of the SEAL compound where they were made to kneel. Shortly after their arrival at the SEAL compound, LCDR [redacted] was notified by [redacted] that the second detainee was not an associate of Mr. AL-JAMADI and should not have been detained. The second detainee was subsequently released. LCDR [redacted] denied that the second detainee was uncooperative at any point during the operation. LCDR [redacted] described Mr. AL-JAMADI as "quiet and unmoving" while in the volleyball pit. He denied knowing if Mr. AL-JAMADI was interrogated in the volleyball pit but stated that a "screening type interview" may have been conducted. LCDR [redacted] related that Mr. AL-JAMADI was eventually moved into an interrogation room, about 30' from where he had been held in the volleyball pit, for interrogation. LCDR [redacted] stated Mr. AL-JAMADI was medically screened by HM1 [redacted] prior to the start of the interrogation. During the medical screening process Mr. AL-JAMADI's pants were taken down to his ankles and they remained this way until the conclusion of the interrogation. LCDR [redacted] described the interrogation room as rectangular, approximately 15' x 8,' with one door and supplies stacked along one wall. LCDR [redacted] stated that [redacted] a "tall guy with a mustache," and 3-4 ST-7 members who provided security, were present for the interrogation. The 3-4 ST-7 members included HM1 [redacted] and possibly LT [redacted] (Officer in Charge), LTJG [redacted] (Assistant Officer in Charge), or BMC [redacted] (Platoon Chief). LCDR [redacted] related that he had directed one of these three to be present in the interrogation room at any one time because he wanted "adult supervision." He did not recall the identities of the other ST-7 members in the room. LCDR [redacted] related that he did not remain in the interrogation room the entire time because he had to leave periodically to address other matters. He estimated that he spent a total of only 5-10 minutes in the interrogation room while the interrogation was being conducted. He stated that each time he was inside the room, Mr. AL-JAMADI was seated on a chair with the "tall guy with the mustache" standing behind him holding his shoulders. LCDR [redacted] was told Mr. AL-JAMADI had been "flopping around" and

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, Iraq, APO AE 09334
SIGNATURE [redacted]	DATE 4 May 2004 — EXHIBIT 28

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DETAILS:

had to be held to keep him still. LCDR [redacted] related that Mr. AL-JAMADI was hooded during the interrogation but the hood would periodically be taken off during questioning. On one occasion when the hood was removed, LCDR [redacted] noticed a bloody "abrasion" below Mr. AL-JAMADI's eye. He denied seeing blood on Mr. AL-JAMADI's hood. LCDR [redacted] stated that the only other injury he saw on Mr. AL-JAMADI was a bullet wound on his hip which appeared to be very old and healed. LCDR [redacted] told SA [redacted] that Mr. AL-JAMADI appeared to be having trouble breathing during the interrogation. He described the breathing as "labored and excited" but added that it did not appear to be a health issue and seemed normal based on the circumstances. LCDR [redacted] related that he never saw anyone strike Mr. AL-JAMADI but he did notice he was wet and had apparently had water poured over him at some point during the interrogation. He denied any knowledge of who had poured the water on Mr. AL-JAMADI but did state that a ST-7 member would have doused him with water if so directed by the CIA. The interrogation lasted 1-1.5 hours and, at its conclusion, Mr. AL-JAMADI was escorted by HM1 [redacted] to an OGA [redacted] LCDR [redacted] related that Mr. AL-JAMADI was uncooperative and dragged his feet while being taken to the awaiting vehicle. Mr. AL-JAMADI was wearing his pants when he was placed in the [redacted] LCDR [redacted] stated that he went to sleep following the operation and was notified of Mr. AL-JAMADI's death later in the day by BMCS [redacted] LCDR [redacted] directed four or five ST-7 members to prepare written statements regarding the incident. LCDR [redacted] told SA [redacted] that HM1 [redacted] documented Mr. AL-JAMADI's medical condition on a standard medical screening form. He added that he possessed the completed screening form in his files and would be able to provide a copy to SA [redacted] He also stated that he possessed an outline of the operation which documented, among other things, the concept of operation, vehicle assignments, and individual responsibilities. LCDR [redacted] told SA [redacted] he would provide him with a copy of the operation outline through LT [redacted] LCDR [redacted] admitted he talked to ABH1 [redacted] about his physical encounter with Mr. AL-JAMADI but denied recalling any details of their conversation. He could only recall that ABH1 [redacted] had been involved in a "fight" with Mr. AL-JAMADI. LCDR [redacted] had nothing further to add to this statement.///LAST ENTRY///

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, Iraq, APO AE 09334
SIGNATURE [redacted]	DATE 4 May 2004 — EXHIBIT 28

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DETAILS:

About 0900, 4 May 04, SA [redacted] along with Agents [redacted] and [redacted] Central Intelligence Agency Office of the Inspector General (CIA/OIG), interviewed BMCS [redacted] U.S. Navy SEAL Team Seven (ST-7), Coronado, CA, at the Judge Adjutant General's (JAG) Office, Naval Special Warfare Group One, Coronado, CA. Also present at the interview was LT [redacted] JAG, Naval Special Warfare Group One, Coronado, CA. BMCS [redacted] related that during the period 3-4 Nov 03, he was assigned to ST-7, Baghdad International Airport (BIAP), Iraq, and was further assigned as the Liaison to the Joint Special Operations Task Force (JSOTF). BMCS [redacted] duties in this capacity included coordination between JSOTF and other U.S. Military Units and Government Agencies, including the CIA. BMCS [redacted] told SA [redacted] that he recalled many of the details of the operation conducted on 4 Nov 03, to capture Mr. Manadel AL-JAMADI. He stated that [redacted] had provided ST-7 with information regarding Mr. AL-JAMADI, the layout of his residence, and his Anti-Coalition activities. Prior to the 4 Nov 03 operation, BMCS [redacted] worked closely with the [redacted] Case Officer who he knew as "[redacted]" BMCS [redacted] supervisor during this period was LCDR [redacted] BMCS [redacted] described Mr. AL-JAMADI as a "really bad guy" stating he was involved in a terrorist cell suspected of attacks on Coalition Forces. BMCS [redacted] stated that he performed tactical debriefings of the [redacted] over a period of several days prior to the 4 Nov 03 operation. On 3 Nov 03, a briefing was held at the Special Operations Compound, BIAP, regarding the operation to capture Mr. AL-JAMADI. In addition to Navy personnel, several CIA personnel were in attendance. The CIA personnel included [redacted], [redacted], the [redacted] and [redacted] (interpreter). About 2300, 3 Nov 03, the vehicle convoy left BIAP and drove to Forward Operating Base (FOB) St. Michael. The convoy consisted of 6-7 High Mobility Multi-purpose Wheeled Vehicles (HMMWV) and [redacted] Each HMMWV contained 8-10 Navy Personnel. The [redacted] belonged to the CIA and were positioned in the middle of the convoy. BMCS [redacted] related that he rode in one of the [redacted] with [redacted], two members of the [redacted], the [redacted], and [redacted] LCDR [redacted] also participated in the operation and was in the convoy. The convoy stopped at FOB St. Michael where they coordinated with the 3rd Battalion, 505th Parachute Infantry Regiment (3/505 PIR), 82nd Airborne Division. They remained at FOB St. Michael for about one hour where they deconflicted with the 3/505PIR. Once deconfliction was accomplished, the convoy proceeded to Mr. AL-JAMADI's apartment complex. BMCS [redacted] related that Mr. AL-JAMADI's apartment was identified as being on the third level of an apartment building located in a "bad section" of Baghdad. Upon arrival at the apartment complex, BMCS [redacted] marked Mr. AL-JAMADI's apartment with an "overt beam" which identified its location to team members. BMCS [redacted] told SA [redacted] that he positioned himself at the end of the assault

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, Iraq, APO AE 09334
SIGNATURE [redacted]	DATE: 4 May 2004 — EXHIBIT: 29

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DETAILS:

element "train" as it approached Mr. AL-JAMADI's apartment. Due to bad intelligence, the breacher went to the wrong apartment (adjacent to Mr. AL-JAMADI's) and breached the front door with an explosive charge. Members of the assault element realized their mistake "almost immediately" and found what was described as an innocent family inside the apartment. The team was able to re-orient itself on the correct apartment, that of Mr. AL-JAMADI. As team members approached Mr. AL-JAMADI's apartment with a breaching charge, BMCS [redacted] retreated toward the second level of the apartment building to await the explosive breach. Team members subsequently entered Mr. AL-JAMADI's apartment absent an explosive breach and he was taken into custody. BMCS [redacted] related that only 45-60 seconds had elapsed between the point in time when the explosive breaching charge detonated on the first apartment and the time he was notified over his squad radio that Mr. AL-JAMADI was in custody. BMCS [redacted] stated that he entered Mr. AL-JAMADI's apartment and saw him in a prone position on the floor in kitchen. He stated that an unidentified SEAL was on top of Mr. AL-JAMADI with a second SEAL holding his legs. Mr. AL-JAMADI was wearing a white "dishdash" and his hands were secured behind his back with flex cuffs. BMCS [redacted] described Mr. AL-JAMADI as being "pissed" and "cocky." BMCS [redacted] stated that he had not seen a photograph of Mr. AL-JAMADI but was able to identify him from a prominent facial feature, which he could not recall. BMCS [redacted] did not notice any injuries on Mr. AL-JAMADI. He added that an Iraqi male occupant from the first/wrong apartment was also detained but was later released when it was determined he was not involved in Anti-Coalition activities. BMCS [redacted] told SA [redacted] that no CIA personnel were present at Mr. AL-JAMADI's apartment during the operation. Mr. AL-JAMADI was escorted to the awaiting vehicles and then transported to a "regroup" point for a Positive Identification (PID) with the [redacted] BMCS [redacted] denied seeing Mr. AL-JAMADI placed in the transport vehicle. BMCS [redacted] believed that Mr. AL-JAMADI was hooded when he was loaded into the transport vehicle because that was their common procedure. BMCS [redacted] rode to the regroup point in one of the [redacted] While the PID with the [redacted] was being conducted, BMCS [redacted] noticed a cut under one of Mr. AL-JAMADI's eyes. He told SA [redacted] that Mr. AL-JAMADI was uncooperative during the identification procedure and had to be held by two SEALs. The convoy then drove to FOB St. Michael to await the return of others who were involved in a subsequent operation. Mr. AL-JAMADI remained in the transport vehicle during the entirety of their stay at FOB St. Michael. BMCS [redacted] told SA [redacted] that the convoy returned to the Special Operations Compound at BIAP about 0430, 4 Nov 03. Upon their arrival at BIAP, Mr. AL-JAMADI was examined by two SEAL Corpsmen whose identities he could not recall. Mr. AL-JAMADI was hooded and placed on his knees in the parking lot while he awaited interrogation. BMCS [redacted] stated that he did not witness any portion of Mr.

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, Iraq, APO AE 09334
SIGNATURE [redacted]	DATE 4 May 2004 — EXHIBIT 29

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DETAILS:

AL-JAMADI's interrogation. He stated that he last saw Mr. AL-JAMADI about 0530, 4 Nov 03, as he was being escorted to the [redacted] for transport away from BIAP. BMCS [redacted] stated that two SEALs had control of Mr. AL-JAMADI while he was being escorted to the vehicle but he did not appear to be struggling. Mr. AL-JAMADI was hooded and was wearing the same "dishdash" he was wearing at the time of his capture. BMCS [redacted] told SA [redacted] that he never noticed Mr. AL-JAMADI to have abnormal breathing. BMCS [redacted] related that he went to sleep soon after Mr. AL-JAMADI's departure from the SEAL compound. About 1030, 4 Nov 03, he received notification that Mr. Al-JAMADI had died from a heart attack. BMCS [redacted] did not recall any conversations with anyone regarding a struggle with Mr. AL-JAMADI during his capture. He stated that it was possible for a struggle to have occurred in the kitchen of Mr. AL-JAMADI's apartment during the entry without the knowledge of other team members. He described the kitchen as "small" estimating it was approximately 7' by 7'. BMCS [redacted] had nothing further to add to this statement.///LAST ENTRY///.

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, Iraq, APO AE 09334
SIGNATURE [redacted]	DATE 4 May 2004 — EXHIBIT 29

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DETAILS:

About 1310, 6 May 04, SA [redacted] conducted an interview of AOSN [redacted], U.S. Navy SEAL Team Seven (ST-7), Coronado, CA, at the NAVAL SPECIAL WARFARE COMMAND HEADQUARTERS (NAVSPECWARCOM), Coronado, CA. LT [redacted] Assistant Force Judge Advocate for the Commander, NAVSPECWARCOM, San Diego, CA, was present during the interview. AOSN [redacted] acknowledged that he participated in the 4 Nov 03 operation to capture Mr. Manadel AL-JAMADI at his apartment in Baghdad, Iraq. AOSN [redacted] stated that he was assigned as the "communications rep" on the operation. His responsibilities in this capacity included calling in checkpoints during convoy and maintaining communications with higher headquarters. AOSN [redacted] related that a briefing was held prior to the operation to capture Mr. AL-JAMADI. During the briefing, Mr. AL-JAMADI was described as being "old and in poor health." AOSN [redacted] believed that the age, height and weight were also discussed at the briefing but he did not recall these details. AOSN [redacted] told SA [redacted] that he did not recall any other details of the briefing. AOSN [redacted] estimated that about 30 Navy Personnel, including 1-3 Explosive Ordinance Disposal (EOD) Personnel and possibly one linguist were involved in the operation. He believed that 5-High Mobility Multi-purpose Wheeled Vehicles (HMMWV) formed the convoy which transported these personnel to Mr. AL-JAMADI's apartment. AOSN [redacted] stated that he was assigned to the second vehicle in the convoy and sat in the right rear seat next to the communications equipment. He did not specifically recall who was in the vehicle with him but believed they were: Petty Officer [redacted] (driver), LT [redacted] (right front seat), [redacted] (turret gunner), MN1 [redacted] (rear cargo area), and LCDR [redacted] (left rear seat). AOSN [redacted] stated that additional personnel may have been riding in the vehicles' cargo area but he was not certain. He added that a [redacted] driven by "Other Government Agency" (OGA) personnel may also have been in the convoy. AOSN [redacted] believed that the convoy left Baghdad International Airport (BIAP) at about 2400, 3 Nov 03, for Forward Operating Base (FOB) St. Michael. The convoy arrived at FOB St. Michael between 0015-0020, 3 Nov 03, where personnel conducted radio checks, coordinated with the quick reaction force provided by the 82nd Airborne Division, and took care of any last minute details. AOSN [redacted] estimated the convoy departed FOB St. Michael at about 0100, 4 Nov 03, and drove to Mr. AL-JAMADI's apartment which he described as "a short ways away." AOSN [redacted] told SA [redacted] that he remained with the vehicles at Mr. AL-JAMADI's apartment complex and never went to his apartment. He related that about 10 minutes after arriving at this location he heard an explosion which indicated the door to the apartment had been breached. AOSN [redacted] denied ever seeing Mr. AL-JAMADI while at this location because his attention was focused on maintaining communications and providing security. After Mr. AL-JAMADI was captured, AOSN [redacted] was uncertain if they returned to FOB St. Michael or went directly to BIAP. AOSN [redacted] believed the convoy

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, Iraq, APO AE 09334

SIGNATURE	DATE	EXHIBIT
[redacted]	6 May 2004	30

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DETAILS:

ultimately returned to BIAP sometime between 0300 and 0400, 4 Nov 03. AOSN [redacted] recalled attending a de-briefing immediately after the operation but did not recall any discussion about ABH1 [redacted] or any other ST-7 member, being involved in a physical altercation with Mr. AL-JAMADI. AOSN [redacted] denied ever speaking with ABH1 [redacted] regarding a physical altercation with Mr. AL-JAMADI and also denied seeing Mr. AL-JAMADI at any time. AOSN [redacted] told SA [redacted] that he later heard Mr. AL-JAMADI had died while enroute to Abu Ghraib Prison. He added that it was rumored he had died of a heart attack. AOSN [redacted] had nothing further to add to this statement.///LAST ENTRY///

TYPED AGENT'S NAME AND SEQUENCE NUMBER
SA [redacted]

ORGANIZATION
75th MP DET (CID)
Mosul, Iraq, APO AE 09334

SIGNATURE
[redacted]

DATE
6 May 2004

EXHIBIT
30

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b2b67C

DETAILS:

About 1410, 10 May 04, SA [redacted] conducted an interview of LT [redacted], [redacted] U.S. Navy SEAL Team Seven (ST-7), Coronado, CA, at the Headquarters of the Naval Special Warfare Command (NAVSPECWARCOM), Coronado, CA. Present for the interview were Agents [redacted] and [redacted] Central Intelligence Agency, Office of the Inspector General (CIA/OIG), and LT [redacted] Judge Advocate General (JAG), Naval Special Warfare Group One, Coronado, CA. LT [redacted] acknowledged he was the Officer in Charge (OIC) of the operation to capture Mr. Manadel AL-JAMADI on 4 Nov 03, and recalled details surrounding the event. LT [redacted] stated he was assigned to ST-7 at the time of the operation and was based at Baghdad International Airport (BIAP), Iraq. A [redacted] provided ST-7 with information regarding Mr. AL-JAMADI's involvement in attacks on Coalition Forces as well as the location of his residence south of Baghdad. LT [redacted] told SA [redacted] that he spent 24-72 hours preparing for the AL-JAMADI operation. He could not recall the specific time of the Patrol Leaders Order (PLO) prior to the operation but believed it was about 2100, 3 Nov 03. He stated that he briefed CIA personnel after the PLO but did not recall their names. He described one of the CIA personnel who he was familiar with as [redacted] with a [redacted] and [redacted] but told SA [redacted] he was uncertain if he was present. He believed that members of the [redacted] were present, but he could not provide SA [redacted] with their names or descriptions. LT [redacted] believed the CIA briefing was given at about 2300, 3 Nov 03, but, again, was not certain. The vehicle convoy used to get to the target consisted of 6-High Mobility Multi-purpose Wheeled Vehicles (HMMWV) with "maybe" three CIA vehicles positioned in the middle. LT [redacted] LT [redacted] rode in the second HMMWV in the convoy. He identified Petty Officer [redacted] as the vehicle's driver but denied recalling the names of the other occupants. The vehicle convoy departed BIAP at about 2400, 3 Nov 03, for an Army Forward Operating Base (FOB) about 30 minutes away. They spent about one hour at the FOB making last minute coordination with the Army before departing for Mr. AL-JAMADI's apartment. The Time on Target (TOT) for the operation was about 0200, 4 Nov 03. Upon their arrival at the target, BMCS [redacted] marked Mr. AL-JAMADI's apartment with a laser light. LT [redacted] related he was somewhere between the sixth and ninth position in the assault element "train" as it approached the target location. The front door to an apartment believed to be Mr. AL-JAMADI's was breached with an explosive charge and the assault element entered. LT [redacted] told SA [redacted] he almost immediately realized they were in the wrong apartment because the interior was not consistent with a sketch provided by the [redacted] An Iraqi male was detained from the first apartment, but was later released when it was determined he was not a threat to Coalition Forces. LT [redacted] directed the assault element to reset on the adjacent apartment believed to be Mr. AL-JAMADI's. LT [redacted] assumed the fourth or fifth position in the stack

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID)(FWD), Baghdad International Airport (BIAP), APO AE 09335
SIGNATURE [redacted]	DATE 10 May 2004 — EXHIBIT 31

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b3 b2 b6 b7C

242

DETAILS:

when the assault element reset. ABH1 [redacted] was designated to place a breaching charge on the door to Mr. AL-JAMADI's apartment. Before ABH1 [redacted] could place the charge, Mr. AL-JAMADI opened the apartment door. ABH1 [redacted] charged Mr. AL-JAMADI and both ended up on the floor. LT [redacted] stated the assault element entered the apartment after hearing the verbal signal of "[redacted]" indicating the door to the apartment was open. Approximately 4-5 seconds elapsed before LT [redacted] entered the apartment after hearing the [redacted] signal. He stated that the apartment was secured 15-30 seconds after entry. LT [redacted] subsequently saw Mr. AL-JAMADI in a prone position on the floor with ABH1 [redacted] placing him in flex cuffs. Mr. AL-JAMADI was not hooded and ABH1 [redacted] advised him that he had identified himself. Three other assaulters were with ABH1 [redacted] but he denied recognizing them due to their "balaclava" headgear. LT [redacted] stated that the lights were on in the apartment when he entered. He stated Mr. AL-JAMADI was wearing a "dishdash" and denied seeing any injuries on his face. LT [redacted] told SA [redacted] he did not recall seeing any signs of a struggle in the kitchen. He did not recall Mr. AL-JAMADI being overly exerted subsequent to his capture nor did he recall ABH1 [redacted] being short of breath. Mr. AL-JAMADI's apartment was searched for 5-10 minutes before LT [redacted] directed the assault element to reset for movement back to the vehicles. He believed the detainees were hooded with sandbags. LT [redacted] denied seeing the two detainees placed in the prisoner transport vehicle, stating he did not again see MR AL-JAMADI until their return to BIAP. The convoy departed Mr. AL-JAMADI's apartment complex and drove 1-1.5 miles to a pre-designated point for Positive Identification (PID) by the [redacted] Once MR AL-JAMADI was positively identified they returned to the Army FOB for final coordination. The convoy left the Army FOB arriving back at BIAP about 0330-0400, 4 Nov 03. LT [redacted] told SA [redacted] that Mr. AL-JAMADI was placed in the volleyball court located in the center of their compound prior to interrogation. He described Mr. AL-JAMADI as "hooded, cuffed, and unmoving." LT [redacted] stated that Mr. AL-JAMADI remained in the volleyball court for 5-10 minutes and was guarded by LTJG [redacted] and HM1 [redacted] LT [redacted] believed Mr. AL-JAMADI was hooded the entire time but stated that he left the volleyball court area for a short time to secure his weapons and equipment. LTJG [redacted] told LT [redacted] that Mr. AL-JAMADI had scratches on his back. Mr. AL-JAMADI's clothing was lifted up and LT [redacted] saw scratches centered on his back which he described as fresh and superficial. LT [redacted] denied seeing blood on Mr. AL-JAMADI's hood or his clothing and denied noticing any abnormal breathing. He related that two CIA Personnel questioned Mr. AL-JAMADI in the volleyball court before he was taken to an adjacent interrogation room. LT [redacted] was uncertain if a medical screening had been performed on Mr. AL-JAMADI, stating that if one had been performed it would have been by HM1 [redacted] LT [redacted] denied entering the interrogation room because he had to leave

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID)(FWD), Baghdad International Airport (BIAP), APO AE 09335
SIGNATURE [redacted]	DATE 10 May 2004 / EXHIBIT 31

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b2b6 7C

DETAILS:

with other SEAL personnel to drop off the detainee who had been wrongfully detained. LT [redacted] did not witness Mr. AL-JAMADI being resistive but was later told he had resisted while being escorted between his apartment and the transport vehicle. LT [redacted] returned to BIAP about 0500-0530, 4 Nov 03, and Mr. AL-JAMADI was gone. Later in the day, LT [redacted] learned that Mr. AL-JAMADI had died. Someone, possibly LCDR [redacted] directed that statements regarding the incident be written. LT [redacted] had nothing further to add to this statement.///LAST ENTRY///

TYPED AGENT'S NAME AND SEQUENCE NUMBER

SA [redacted]

ORGANIZATION
75th MP DET (CID)(FWD), Baghdad International Airport (BIAP), APO AE 09335

SIGNATURE [redacted]

DATE
10 May 2004

EXHIBIT
31

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b2b67C

DETAILS:

About 1130, 10 May 04, SA [redacted] conducted an interview of HM1 [redacted] U.S. Navy SEAL Team Seven (ST-7), at the Headquarters of the Naval Special Warfare Command (NAVSPECWARCOM), Coronado, CA. Present for the interview were Agents [redacted] and [redacted], Central Intelligence Agency, Office of the Inspector General (CIA/OIG), and LT [redacted] Judge Advocate General (JAG), Naval Special Warfare Group One, Coronado, CA. HM1 [redacted] told SA [redacted] he was deployed to Baghdad, Iraq in October 2003 as a member of Foxtrot Platoon, ST-7. He related that he participated in the operation to capture Mr. Manadel Al-JAMADI on 4 Nov 03. The operation's objective was to capture Mr. AL-JAMADI and search his residence. HM1 [redacted] stated that he had been assigned as a Corpsman/Assaulter on the AL-JAMADI operation. He related that a warning order regarding the operation was probably briefed during the early afternoon hours of 3 Nov 03, and probably lasted about 30 minutes. HM1 [redacted] related that he also attended a Platoon Leader's Order (PLO) on 3 Nov 03, estimating it occurred between 1800 and 2100. HM1 [redacted] did not specifically recall any CIA personnel being present at the PLO, but related that two CIA personnel were typically present at these type briefings. HM1 [redacted] recalled that a description of Mr. AL-JAMADI was briefed during the PLO, but did not recall any other specific details. HM1 [redacted] did recall that Mr. Al-JAMADI may have been an ex-Iraqi Army Officer who lived in an apartment complex and had something to do with explosives but was uncertain when, and where, he was advised of this information. HM1 [redacted] told SA [redacted] that he rode in the Marshalling and Cordoning Officer (MACO) vehicle, also known as High Mobility Multi-purpose Wheeled Vehicle (HMMWV) three or vehicle three, of the convoy when it left the SEAL Compound, Baghdad International Airport (BIAP) to conduct the operation. He recalled being seated in the left rear passenger seat of the vehicle. He identified other occupants of the vehicle as [redacted] (driver), [redacted] (turret gunner), and LTJG [redacted] (right front). HM1 [redacted] stated that two EOD personnel, SK1 [redacted] and AO2 [redacted] rode in the rear cargo area of the vehicle. He did not specifically recall who was seated in the right rear passenger seat of the vehicle but stated it could have been GM1 [redacted] HM1 [redacted] stated that two CIA vehicles were also in the convoy but denied knowing the names of the CIA personnel within these vehicles. HM1 [redacted] believed the vehicle convoy departed after dark on 3 Nov 03, and proceeded to an Army Forward Operating Base (FOB), possibly FOB St. Michael. They remained at the FOB for over an hour while coordinating details of the operation with the resident Army unit. The convoy proceeded to Mr. AL-JAMADI's apartment at the time designated in the PLO. Upon their arrival at Mr. AL-JAMADI's apartment complex, [redacted] and [redacted] remained with the vehicle. HM1 [redacted] was positioned in the middle of the assault element "train" as it approached Mr. AL-JAMADI's third level apartment. The train consisted of 15-20 personnel including 4-5

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, IZ, APO AE 09334
SIGNATURE [redacted]	DATE 10 May 2004 — EXHIBIT 32

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b2b67C

DETAILS:

designated "breachers." There were no CIA personnel in the train when it went to the apartment. The train proceeded up the stairs to the apartment and stopped at the top of the stairwell just short of the third level. The breachers conducted an explosive breach of an apartment on the third level believed to be Mr. Al-JAMADI's. Shortly after entering the apartment, it was determined they were in the wrong apartment. The apartment contained an adult male and 4-5 women. The adult male was detained and ultimately taken back to BIAP where it was determined he was not involved in Anti-Coalition activities and released. HM1 [redacted] and HM1 [redacted] remained in this apartment to guard the detainee while the remainder of the assault element reset on, and then cleared, an adjacent apartment identified as Mr. AL-JAMADI's. HM1 [redacted] denied ever entering Mr. AL-JAMADI's apartment during the operation. HM1 [redacted] related that after Mr. AL-JAMADI's was captured, an order to extract was given. HM1 [redacted] escorted the detainee out of the apartment, down the stairwell and back to the awaiting MACO vehicle. HM1 [redacted] stated that his detainee was then placed into the cargo area of the vehicle over the tailgate, which was in the up position. He related that Mr. AL-JAMADI was brought from his apartment and also placed in the cargo area of the MACO vehicle. HM1 [redacted] did not recall who escorted Mr. AL-JAMADI from his apartment or who placed him in the rear of the MACO vehicle. He stated he did not remember seeing Mr. AL-JAMADI until he was already in the rear cargo area of the vehicle. HM1 [redacted] related that Mr. AL-JAMADI was wearing ~~pajama style pants, a white "wife beater" T-shirt, and an Adidas jacket, possibly blue in color. Mr.~~ Al-JAMADI and the other detainee were both hooded with standard green nylon-type construction sandbags and both had their hands secured behind their backs with flex cuffs. The two detainees were positioned head to toe in the cargo bed of the vehicle to prevent them from talking. HM1 [redacted] stated that he was seated in the left rear passenger seat of the MACO vehicle when it left Mr. AL-JAMADI's apartment complex. He stated that SK1 [redacted] and AO2 [redacted] rode in the cargo bed of the vehicle with the two detainees. The convoy drove to a pre-designated point to establish a positive identification (PID) of Mr. AL-JAMADI by [redacted] HM1 [redacted] did not recall hearing anything from the rear of the vehicle during the drive between the apartment complex and PID point. HM1 [redacted] told SA [redacted] he assisted LTJG [redacted] with the PID of Mr. AL-JAMADI. He recalled that he stood on the left side of Mr. Al-JAMADI while LTJG [redacted] stood on his right side. When the source was ready, HM1 [redacted] pulled Mr. AL-JAMADI's hood up while LTJG [redacted] illuminated his face with a flashlight. HM1 [redacted] stated that Mr. AL-JAMADI had a small amount of blood around his face and nose, but otherwise "looked fine." HM1 [redacted] denied seeing a cut below either eye of Mr. AL-JAMADI during the PID. HM1 [redacted] did not recognize any potential health issues with Mr. AL-JAMADI during the PID. He related that the actual PID lasted only about two seconds and Mr. AL-JAMADI was positively identified by [redacted] HM1 [redacted] seemed

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, IZ, APO AE 09334
SIGNATURE [redacted]	DATE 10 May 2004 — EXHIBIT 32

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b2b67C

DETAILS:

to recall that he assisted LTJG [redacted] with the PID of the second detainee but was not certain. After the PID was completed, the convoy returned to the same FOB they had stopped at prior to the operation. The convoy remained at the FOB for about 30 minutes while leadership personnel coordinated with the resident Army unit. HM1 [redacted] stated that he remained with the MACO vehicle during this period and neither of the two detainees was removed from the cargo bed. The convoy ultimately returned to the SEAL compound at BIAP sometime between midnight and 0200, 4 Nov 03, where Mr. AL-JAMADI was interrogated by the CIA. HM1 [redacted] related that he was directed to "drop his gear" immediately upon their arrival at BIAP. He took approximately 2-3 minutes to go to his tent, remove his gear, and return to the area of the volleyball court where the MACO vehicle had parked. HM1 [redacted] saw that Mr. AL-JAMADI had already been unloaded from the MACO vehicle and was standing between two CIA personnel, believed to be interrogators. HM1 [redacted] noticed that Mr. AL-JAMADI had to be carried into the interrogation room by CIA personnel. He described his demeanor as "passive aggressive" stating that he was not kicking or fighting, but he was not walking willingly. HM1 [redacted] entered the interrogation room with Mr. AL-JAMADI and the two CIA personnel and assumed his responsibilities as Corpsman. LTJG [redacted] HM2 [redacted] and a third SEAL, whose identity he could not recall, were also in the room. HM1 [redacted] stated that he did not conduct a medical screening of Mr. AL-JAMADI prior to the start of the interrogation. HM1 [redacted] stated that the interrogation room was about 10' by 8' and was also used as a storage room. Carabineers were attached to one of the walls and were used to secure prisoners if necessary. HM1 [redacted] told SA [redacted] that he did not know any of the CIA personnel present in the interrogation room by name. He provided SA [redacted] with descriptions of the CIA interpreter and interrogator who conducted the interrogation. [redacted] HM1 [redacted] also described two other CIA personnel who he stated were "in and out" of the interrogation room. The first was described as a [redacted] with a [redacted] wearing "tactical clothing." HM1 [redacted] believed this person may have been a member of the CIA's [redacted] The second person was described as a [redacted] wearing [redacted] with [redacted] HM1 [redacted] stated Mr. AL-JAMADI's interrogation lasted between 1 and 1.5 hours. He estimated he witnessed 98 % of the interrogation, explaining that he periodically stepped out of the room for various reasons. He stated that Mr. AL-JAMADI was seated in a chair about 2' from the wall while he was being questioned. HM1 [redacted] estimated that Mr. AL-JAMADI was 5'7" and 150 lbs. Mr. Al-JAMADI never gave any indication of medical distress with the exception of complaining his flex cuffs were too tight. HM1 [redacted] stated that at one point he attempted to check Mr. AL-JAMADI's flex cuffs for tightness, but left them as they were

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, IZ, APO AE 09334
SIGNATURE [redacted]	DATE 10 May 2004 — EXHIBIT 32

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DETAILS:

when he became uncooperative and pulled away from him. HM1 [redacted] denied noticing anything out of the ordinary with Mr. AL-JAMADI's breathing, stating that he was not gasping for air. HM1 [redacted] recalled seeing numerous scars on Mr. AL-JAMADI, all of which appeared to be old. HM1 [redacted] further stated that he never heard Mr. AL-JAMADI make any utterance that he was dying. At the beginning of the interrogation, Mr. AL-JAMADI asked for water and was told that he would receive water when he cooperated. HM1 [redacted] stated that, at times, the interrogator would stand over Mr. AL-JAMADI with his hand on his chest. HM1 [redacted] stated that about half way through the interrogation, Mr. AL-JAMADI slid out of his chair and onto the floor, and his pants slid down around his ankles. Mr. AL-JAMADI's pants remained around his ankles throughout the remainder of the interrogation, he was not wearing underwear. Mr. AL-JAMADI slid, or fell, out of his chair an additional 2-3 times during the course of the interrogation. HM1 [redacted] speculated that Mr. AL-JAMADI may have slid out of the chair because he lost consciousness. HM1 [redacted] related that the sandbag remained on Mr. AL-JAMADI's head throughout the course of the interrogation. He recalled seeing a "golf ball size" spot of blood on the sandbag but did not recall seeing any active bleeding. HM1 [redacted] stated that Mr. AL-JAMADI was doused with water at one point during the interrogation, but denied knowledge of who poured the water on him. HM1 [redacted] denied Mr. AL-JAMADI was physically abused during the course of the interrogation. At the conclusion of the interrogation, HM1 [redacted] pulled up Mr. AL-JAMADI's hood in order to check his eyes. He noted that his pupils seemed to be equal in size. HM1 [redacted] did not recall seeing any obvious injuries on Mr. AL-JAMADI's face, he only recalled seeing dried blood around his lips and nose. HM1 [redacted] seemed certain he did not see a cut under either of his eyes. HM1 [redacted] stated that he and the person he believed belonged to [redacted] escorted Mr. AL-JAMADI from the interrogation room. As they were leaving the room, the [redacted] person used Mr. Al-JAMADI's body to force open the door. HM1 [redacted] did not believe he suffered any injury as a result. HM1 [redacted] related that Mr. AL-JAMADI's pants were still around his ankles when he was placed in a prone position in the most rearward seat [redacted] for transport to Abu Ghraib Prison. HM1 [redacted] told SA [redacted] that he never conducted a physical screening of Mr. AL-JAMADI. HM1 [redacted] stated that he attended a de-briefing of the operation and there was discussion of a struggle between Mr. AL-JAMADI and ABH1 [redacted] but he denied recalling any of the details of the discussion. HM1 [redacted] admitted that he spoke with ABH1 [redacted] the following day about his struggle with Mr. AL-JAMADI but could only recall that the struggle was "serious." HM1 [redacted] had nothing further to add to this statement///LAST ENTRY///

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, IZ, APO AE 09334
SIGNATURE [redacted]	DATE 10 May 2004

EXHIBIT 32

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b3 b2 b6 7C

DETAILS:

About 1210, 11 May 04, SA [redacted] conducted an interview of ABH1 [redacted] U.S. Navy SEAL Team Seven (ST-7), Coronado, CA, at the Headquarters of the Naval Special Warfare Command (NAVSPECWARCOM), Coronado, CA. Present for the interview were Agents [redacted] and [redacted] Central Intelligence Agency, Office of the Inspector General (CIA/OIG), and LT [redacted] U.S. Navy Judge Advocate General (JAG), Naval Special Warfare Group One, Coronado, CA. ABH1 [redacted] told SA [redacted] he was deployed to Baghdad, Iraq in October 2003, as a member of Foxtrot Platoon, ST-7. He acknowledged that he participated in the operation to capture Mr. Manadel Al-JAMADI on 4 Nov 03 at his apartment near Baghdad, Iraq. He stated his assignment was Alternate Breacher/Assaulter. The objective of the operation was to capture Mr. AL-JAMADI and search his residence. ABH1 [redacted] related that a [redacted] had provided information regarding Mr. AL-JAMADI and his suspected Anti-Coalition activities. He identified "[redacted]" as the [redacted] and stated BMCS [redacted] helped coordinate the operation with the CIA. ABH1 [redacted] knew some of the other CIA personnel involved in the operation as "[redacted]" "[redacted]" and "[redacted]" stating they were members of the [redacted]. ABH1 [redacted] stated that [redacted] was a former SEAL and he described [redacted] as about [redacted] years of age, with [redacted] lbs and in "excellent shape." ABH1 [redacted] told SA [redacted] that no CIA personnel were present for the Patrol Leaders Order (PLO) which was held hours prior to the operation. ABH1 [redacted] told SA [redacted] that 6-High Mobility Multi-purpose Wheeled Vehicles (HMMWV) and two CIA vehicles, [redacted] formed the convoy that transported personnel from the SEAL Compound at Baghdad International Airport (BIAP) to Mr. AL-JAMADI's apartment on the outskirts of Baghdad. Several Polish Commandos, known as the "GROM," also participated in the operation and were used as external security at the target location. In addition, an element of the [redacted] to the AL-JAMADI operation [redacted] with Coalition Forces. Upon departure from BIAP, the convoy traveled to Forward Operating Base (FOB) Falcon to coordinate with an element of the 82nd Airborne Division responsible for the area proximate to Mr. AL-JAMADI's apartment. ST-7 members were advised that Coalition Forces had previously been subjected to hostile fire in this area. ABH1 [redacted] was adamant that the convoy went to FOB Falcon and not FOB St. Michael, as was reported in earlier interviews of ST-7 members. Once coordination was completed, the convoy proceeded to Mr. AL-JAMADI's apartment complex. ABH1 [redacted] recalled that the Time on Target (TOT) for the operation was about 0200, 4 Nov 03. ABH1 [redacted] related that he was the number six man in the assault element "train" as it approached Mr. AL-JAMADI's third level apartment. He stated that HT2 [redacted] was the primary breacher and was in the number two position in the train. The assault element conducted an explosive entry into what

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID), Mosul, Iraq, APO AE 09334
SIGNATURE [redacted]	DATE 11 May 2004 — EXHIBIT 33

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b3 b2 b6 b7C

DETAILS:

they suspected was Mr. AL-JAMADI's apartment. Once inside, they realized they were in the wrong apartment since the interior did not resemble a diagram provided by the Source. It was determined that Mr. AL-JAMADI's apartment was located adjacent to the one they had just entered. The assault element, consisting of about 15 assaulters, reset for an entry into the adjacent apartment and ABH1 [redacted] was designated as the breacher. ABH1 [redacted] was covered by LT [redacted] as he approached the front door of Mr. AL-JAMADI's apartment to place an explosive charge. As ABH1 [redacted] was placing the charge on the door, it began to open. ABH1 [redacted] already concerned that the element of surprise was compromised, dropped the explosive charge and pushed the door open and into a person, later identified as Mr. AL-JAMADI. ABH1 [redacted] stated Mr. AL-JAMADI was wearing a blue or purple jump suit and "filled the doorway." He related that Mr. AL-JAMADI was one of the "largest Iraqi's he had ever seen" estimating he was 6'4" in height. ABH1 [redacted] told SA [redacted] that he immediately struck Mr. AL-JAMADI with a "double fist strike" to the face. ABH1 [redacted] stated that he attempted to pull Mr. AL-JAMADI to the ground but was unsuccessful. He pulled Mr. AL-JAMADI into the kitchen and the two fell through a table, similar in construction to a card table, and onto the floor. ABH1 [redacted] stated that he landed on his side facing Mr. AL-JAMADI. Mr. AL-JAMADI struck ABH1 [redacted] in the head and he saw a "white flash." He attempted to draw his sidearm to shoot Mr. AL-JAMADI, but the close proximity of furniture prevented him from doing this. ABH1 [redacted] related that his M-4 Rifle was inaccessible since he had earlier positioned it on the side of his body when placing the explosive charge on the door. ABH1 [redacted] wrestled his way on top of Mr. AL-JAMADI and he began to strike him with fist strikes, described as "haymakers." Mr. AL-JAMADI reached up and grabbed ABH1 [redacted] by the throat as ABH1 [redacted] continued to strike him. ABH1 [redacted] estimated that he struck Mr. AL-JAMADI approximately eight times about the head and chest, and twice called for a prisoner control (PC) assist, before he reached up and grabbed the stove in an attempt to lift himself to his feet and get away. As he pulled on the stove, it fell onto a portion of Mr. AL-JAMADI's upper torso above his chest. ABH1 [redacted] stated that Mr. AL-JAMADI was stunned, and on the verge of unconsciousness after being struck with the stove. ABH1 [redacted] was unable to estimate the weight of the stove. He was able to gain control of Mr. AL-JAMADI's hands and began to place him in flex cuffs. ABH1 [redacted] related that AM1 [redacted] came to his aid and helped him finish handcuffing Mr. AL-JAMADI. ABH1 [redacted] stated that Mr. AL-JAMADI was breathing hard subsequent to the altercation and his face was covered with blood. Mr. AL-JAMADI subsequently identified himself to ABH1 [redacted] ABH1 [redacted] related he was very winded and took about 30 seconds to catch his breath. He took Mr. AL-JAMADI to the doorway of the kitchen where he saw LT [redacted] He advised LT [redacted] that Mr. AL-JAMADI had identified himself. A green sandbag of nylon

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID), Mosul, Iraq, APO AE 09334
SIGNATURE [redacted]	DATE 11 May 2004 — EXHIBIT 33

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DETAILS:

type construction, cuffed in half for a better fit, was then placed over his head. ABH1 [redacted] estimated that his physical confrontation with Mr. AL-JAMADI lasted 45-90 seconds and 2-3 minutes had elapsed from the time the first/wrong apartment was initially entered and the time the assault element entered Mr. AL-JAMADI's. ABH1 [redacted] did not recall ever putting his knees on Mr. AL-JAMADI's chest, but did recall that he straddled him while striking him with his fists. ABH1 [redacted] opined that Mr. AL-JAMADI could "easily" have suffered broken bones during the altercation. ABH1 [redacted] stated that one of his knuckles was injured during the altercation and took weeks to heal. Agent [redacted] confronted ABH1 [redacted] with the autopsy report indicating Mr. AL-JAMADI was 5'10" and approximately 165 lbs. ABH1 [redacted] was adamant that Mr. AL-JAMADI was much taller, at least 6'4." ABH1 [redacted] could not fully explain why he was left alone to fight with Mr. AL-JAMADI for such a long period. He speculated that others were so focused on clearing Mr. AL-JAMADI's apartment in a timely manner that they failed to realize he was involved in a life or death encounter. ABH1 [redacted] related that the hallway light was on, the kitchen light off, and the doorway to the kitchen was narrow and in an obscure location near the front door of the apartment. He believed that these factors could have contributed to the fact the altercation was missed by other members of the assault element. SA [redacted] questioned ABH1 [redacted] regarding LCDR [redacted] prior statement that Mr. AL-JAMADI was armed with a knife. He stated that he never saw a knife in Mr. AL-JAMADI's possession but a knife had apparently been found in the proximity of their encounter and there had been speculation that he had been armed with the knife. LT [redacted] directed that ABH1 [redacted] take Mr. AL-JAMADI to the awaiting vehicles. He escorted Mr. AL-JAMADI to the base of the apartment complex stairs and then to the prisoner transport vehicle. ABH1 [redacted] thought AM1 [redacted] may have assisted him escorting Mr. AL-JAMADI to the prisoner transport vehicle but was not certain. ABH1 [redacted] stated that Mr. AL-JAMADI was breathing hard and blood was showing through his hood, but not "gushing." He told SA [redacted] that Mr. AL-JAMADI had some difficulty standing and walking, but believed it was a trick to slow him down. ABH1 [redacted] related that Mr. AL-JAMADI understood English since he would react appropriately to his commands (given in English) and had also spoken to him in "perfect English" while in the apartment. ABH1 [redacted] handed Mr. AL-JAMADI off to [redacted] the driver of the prisoner transport vehicle, also known as vehicle three. After handing off Mr. AL-JAMADI, ABH1 [redacted] proceeded back to the apartment to assist in its search. Before he reached the apartment, he was advised they were leaving. ABH1 [redacted] returned to his assigned vehicle, vehicle two, and the convoy departed for a rally point where Mr. AL-JAMADI would be viewed by the [redacted] ABH1 [redacted] related that he never again saw Mr. AL-JAMADI, stating he was on security at the PID location and never again had occasion to see him subsequent to the PID. The convoy

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID), Mosul, Iraq, APO AE 09334
SIGNATURE [redacted]	DATE 11 May 2004 — EXHIBIT 33

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DETAILS:

departed the PID point and went to FOB Falcon before returning to the SEAL Compound at BIAP. ABH1 [redacted] stated that he was advised of Mr. AL-JAMADI's death later in the day. He subsequently gave a detailed account of his altercation with Mr. AL-JAMADI to BMCS [redacted] and was directed to make a written statement. ABH1 [redacted] also stated that he told AM1 [redacted] about the altercation and they periodically discussed it during his tour in Iraq. ABH1 [redacted] had nothing further to add to his this statement.

AGENTS COMMENT: ABH1 [redacted] had a stocky build. He was approximately [redacted]' and stated he weighed [redacted] lbs. He stated that he feared for his life and would have shot Mr. AL-JAMADI if given the opportunity. He related that details of his physical altercation with Mr. Al-JAMADI were somewhat unclear since the event unfolded very quickly and the lights were off in the kitchen.///LAST ENTRY///.

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID), Mosul, Iraq, APO AE 09334
SIGNATURE [redacted]	DATE 11 May 2004 — EXHIBIT 33

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b2 b7C

DETAILS:

About 0910, 11 May 04, SA [redacted] conducted an interview of LTJG [redacted], U.S. Navy SEAL Team Seven (ST-7), Coronado, CA, at the Headquarters of the Naval Special Warfare Command (NAVSPECWARCOM), Coronado, CA. Present for the interview were Agents [redacted] and [redacted] Central Intelligence Agency, Office of the Inspector General (CIA/OIG), and LT [redacted] Judge Advocate General (JAG), NAVSPECWARCOM, San Diego, CA. LTJG [redacted] related he was the Assistant Officer in Charge (AOIC) as well as the Marshalling and Cordoning Officer (MACO) of the operation to capture Mr. Manadel AL-JAMADI on 4 Nov 03. His duties in this capacity included the control and movement of detainees and external security of the target location. The objective of the operation was to capture Mr. AL-JAMADI and search his residence. LTJG [redacted] told SA [redacted] that [redacted] information revealed that Mr. AL-JAMADI lived on the third floor of an apartment building south of Baghdad, and was an active member of a terrorist cell. He related that two distinct operations had been planned for 4 Nov 03. One operation involved the capture of Mr. AL-JAMADI and [redacted] Polish Commandos (GROM) assisted ST-7 by [redacted] and provided external security at Mr. AL-JAMADI's apartment. LTJG [redacted] stated that a briefing, or Patrol Leader's Order (PLO), was held prior to the operation. He related that CIA personnel would typically be present at the PLO, but he did not recall who was present for Mr. AL-JAMADI's. LTJG [redacted] did not recall the exact time of the PLO, but indicated they were usually held between 2000 and 2200 hours. LTJG [redacted] denied knowing the names of the CIA personnel involved in the operation, but was able to provide SA [redacted] with descriptions of four who were involved. The CIA interpreter was described as an "[redacted]" [redacted] with [redacted] hair. Another, possibly [redacted] member, was described as "[redacted]" with [redacted] hair, a [redacted] and [redacted]. The remaining two were described as a [redacted] who was called "[redacted]" and a person in his [redacted] who was "[redacted]" LTJG [redacted] related that participants of the operation traveled to the target location by vehicle convoy. The convoy consisted of two CIA vehicles ([redacted], and about 6- High Mobility Multi-purpose Wheeled Vehicles (HMMWV). Three of the HMMWV contained SEAL personnel and the remaining three contained GROM with ST-7 drivers and navigators. LTJG [redacted] related he typically rode in vehicle three, but may have been in vehicle two for this operation. Occupants of LTJG [redacted] vehicle included Petty Officer [redacted] (driver), ABH1 [redacted] or HT2 [redacted] (left rear passenger seat), GM1 [redacted] right rear passenger seat), and [redacted] turret gunner). The convoy departed the SEAL Compound at Baghdad International Airport (BIAP) and drove to Forward Operating Base (FOB) St. Michael, where they coordinated with the resident Army unit. Once coordination was complete, the convoy drove to a pre-designated intersection where they dropped off the three vehicles [redacted]

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, Iraq, APO AE 09334

SIGNATURE	DATE	EXHIBIT
[redacted]	11 May 2004	34

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DETAILS:

[redacted]. The convoy then drove to Mr. AL-JAMADI's apartment complex where BMCS [redacted] "marked" his apartment for identification. LTJG [redacted] related he was near the end of the assault element "train" as it approached Mr. AL-JAMADI's third level apartment. LTJG [redacted] dropped off security teams consisting of one SEAL and one GROM, at the first and second level of the stairwell before the train "stacked" in the stairwell just before the third level. HT2 [redacted] was designated as the primary breacher and ABH1 [redacted] was designated as his alternate. HT2 [redacted] placed an explosive breaching charge on the door of the apartment believed to be Mr. AL-JAMADI's. The door was breached and the assault element entered the apartment. After making entry, it was determined they were in the wrong apartment, and that Mr. AL-JAMADI's was the adjacent apartment. An adult Iraqi male found in the first apartment was detained. A decision was made to enter Mr. AL-JAMADI's apartment and ABH1 [redacted] was tasked to breach the door. ABH1 [redacted] approached the door while being covered by IT2 [redacted] and GM1 [redacted] LTJG [redacted] subsequently heard ABH1 [redacted] yell "open" and then heard a "commotion." About 15-16 assault element members then entered Mr. AL-JAMADI's apartment. LTJG [redacted] remained outside the apartment on the third level since he was responsible for external security. LTJG [redacted] related that the apartment was secure about 30-45 seconds after entry was made. LTJG [redacted] denied that he ever entered Mr. AL-JAMADI's apartment. He stated that Mr. AL-JAMADI, his [redacted] and [redacted] were located within the apartment. A search, taking about 10 minutes, of the apartment was conducted for compact discs, cell phones, Improvised Explosive Device (IED) material, and illegal weapons. LTJG [redacted] believed that ABH1 [redacted] escorted Mr. AL-JAMADI down the stairwell to the awaiting vehicles but was not certain. He recalled that Mr. AL-JAMADI's head was concealed with a green army-issue sandbag and he was wearing a gray "dishdash." LTJG [redacted] described Mr. AL-JAMADI as over 6' and "fairly thin." LTJG [redacted] believed that Mr. AL-JAMADI was already contained in the cargo area of his vehicle when he arrived at the vehicle convoy. The male detained from the first apartment was placed in the rear of LTJG [redacted] vehicle with Mr. AL-JAMADI. The convoy then drove to the pre-designated point where they had dropped off the GROM. While at this location [redacted] of the two detainees was conducted. LTJG [redacted] escorted one of the detainees from his vehicle to the location of the PID, but was uncertain which. HM1 [redacted] assisted LTJG [redacted] with the PID process. LTJG [redacted] told SA [redacted] that he saw a cut under Mr. AL-JAMADI's left eye, and blood on his face when the hood was removed for the PID. LTJG [redacted] also recalled that his left eye was "swelling up" and blood was on his hood. LTJG [redacted] described Mr. AL-JAMADI's demeanor during the PID as "alert, wide-eyed, and scared." Agent [redacted] subsequently showed LTJG [redacted] a picture of Mr. AL-JAMADI taken after his death. He stated that he recalled the cut being bigger and agreed the cut was actually under his right eye and not his

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, Iraq, APO AE 09334
SIGNATURE [redacted]	DATE 11 May 2004

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DETAILS:

left. LTJG [redacted] told SA [redacted] that both detainees were put through the PID process individually. LTJG [redacted] stated that he and HM1 [redacted] individually escorted each detainee back to his vehicle after PID. Due to some confusion with [redacted] the male taken from the first/wrong apartment was further detained. Upon the conclusion of the PID, [redacted]. The SEAL convoy then returned to FOB St. Michael and waited for the GROM to complete their mission. LTJG [redacted] did not recall any problems with either detainee while at FOB St. Michael. When the GROM returned to FOB St. Michael, the entire convoy returned to BIAP. The detainees were unloaded at the volleyball court in the center of the SEAL Compound until they were taken to an interrogation room located within an adjacent building for interrogation by CIA personnel. LTJG [redacted] said he watched the detainees while HM1 [redacted] and HM2 [redacted] "dropped their gear." The detainees said nothing and were hooded and cuffed while in the volleyball court. Upon the return of HM1 [redacted] and HM2 [redacted] LTJG [redacted] took about 3 minutes to go to his tent and drop his gear. He did not recall anyone speaking to Mr. AL-JAMADI while he was in the volleyball court. LTJG [redacted] stated that Mr. AL-JAMADI dragged his feet as he and HM1 [redacted] escorted him into the interrogation room. LTJG [redacted] and HM1 [redacted] placed Mr. AL-JAMADI in a chair located in the room. LTJG [redacted] indicated the interrogation was about 8'x12' with only one door. Plywood covered one wall of the room and the opposite wall had supplies stacked against it. The "interrogation chair" was situated on top of a plywood base which contained holes for the legs of the chair to prevent it from sliding. LTJG [redacted] stated that two CIA interrogators and an interpreter were inside the room during the interrogation. He described one of the interrogators as an [redacted] with [redacted] and a [redacted] LTJG [redacted] described Mr. AL-JAMADI as "generally whiny" during the course of the interrogation. He did not recall what Mr. AL-JAMADI said during the interrogation, but seemed to recall that he was complaining. LTJG [redacted] recalled that Mr. AL-JAMADI was hooded during the entire interrogation, but speculated that the hood may have been removed at one point during a medical screening. Mr. AL-JAMADI's hands were secured behind his back with flex cuffs and he was naked. LTJG [redacted] saw blood soaking through Mr. AL-JAMADI's hood and recalled seeing a large scar on his left hip appearing to be from "bad surgery." He did not recall Mr. AL-JAMADI's breathing being labored describing it as "hard" due to his being out of shape and the shock of capture. LTJG [redacted] denied hearing Mr. AL-JAMADI ever state that he was "dying." He stated that Mr. AL-JAMADI slid out of his chair about three times and had to be placed back in it by himself and HM1 [redacted] LTJG [redacted] believed that HM1 [redacted] conducted a cursory medical screening of Mr. AL-JAMADI at some point during the interrogation. LTJG [redacted] denied that Mr. AL-JAMADI was abused during the interrogation, but did admit that he had water poured over his head "probably at the direction of the CIA." He claimed he could not recall

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, Iraq, APO AE 09334
SIGNATURE [redacted]	DATE 11 May 2004 — EXHIBIT 34

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b6 7C

DETAILS:

who doused Mr. AL-JAMADI with water. LTJG [redacted] related that he stayed for "most" of Mr. AL-JAMADI's interrogation, but eventually had to leave to help drop off the other detainee who was determined to wrongfully detained. He believed he was replaced by BMC [redacted] upon his departure. When LTJG [redacted] returned, Mr. AL-JAMADI was gone. Later in the day, LTJG [redacted] was advised that Mr. AL-JAMADI had died. LTJG [redacted] as well as ABH1 [redacted] LT [redacted] and HM1 [redacted] were directed to make written statements by LCDR [redacted] LTJG [redacted] denied detailed knowledge of ABH1 [redacted] physical altercation with Mr. AL-JAMADI, but told SA [redacted] that he thought IT2 [redacted] was with him during the encounter. LTJG [redacted] had nothing further to add to this statement.///LAST ENTRY///

TYPED AGENT'S NAME AND SEQUENCE NUMBER
SA [redacted]

ORGANIZATION
75th MP DET (CID)
Mosul, Iraq, APO AE 09334

SIGNATURE
[redacted]

DATE
11 May 2004

EXHIBIT
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b6 7C

256

DETAILS:

About 1420, 11 May 04, SA [redacted] conducted an interview of HM2 [redacted], U.S. Navy SEAL Team Seven (ST-7), Coronado, CA, at the Headquarters of the Naval Special Warfare Command (NAVSPECWARCOM), Coronado, CA. Present for the interview were Agents [redacted] and [redacted], Central Intelligence Agency, Office of the Inspector General (CIA/OIG), and LT [redacted], Judge Adjutant General (JAG), Naval Special Warfare Group One, Coronado, CA. HM2 [redacted] told SA [redacted] he was deployed to Baghdad, Iraq in October, 2003 as a member of Foxtrot Platoon, ST-7. He acknowledged that he participated in the operation to capture MR Manadel Al-JAMADI on 4 Nov 03. HM2 [redacted] related that he was assigned to drive one of approximately 6 or 7-High Mobility Multi-purpose Wheeled Vehicles (HMMWV) involved in the operation. HM2 [redacted] stated that he had trouble recalling the details of this particular operation because he had been involved in many such operations while deployed in Iraq. HM2 [redacted] assumed that he attended the Patrol Leader's Order (PLO) prior to the operation but could not recall if any CIA personnel were present. He recalled that [redacted] belonging to the CIA were present in the convoy during the operation. HM2 [redacted] believed that BM1 [redacted] was the vehicle navigator and was seated in the right front passenger seat. The remaining occupants of his vehicle were Polish Commandos, also known as the "GROM." HM2 [redacted] denied ever being at the scene of Mr. AL-JAMADI's capture. He related that, as was previously planned, his vehicle was staged at a "drop-off point" with other HMMWV waiting to conduct another raid subsequent to Mr. AL-JAMADI's. After participating in the second raid, HM2 [redacted] linked up with the rest of the convoy and drove back to the SEAL Compound at Baghdad International Airport (BIAP). Upon his arrival at BIAP, HM2 [redacted] stated he "dropped his gear" and went to the interrogation room where a person he "thought" was Mr. AL-JAMADI was being interrogated. HM2 [redacted] recalled that LTJG [redacted], HM1 [redacted], "possibly" [redacted] a Linguist, a CIA Interpreter, a CIA Interrogator, and one additional CIA person who was "walking in and out of the room" were present in the interrogation room. He stated that Mr. AL-JAMADI was seated in a chair with a sandbag over his head. Mr. AL-JAMADI's hands were secured behind his back, he was wearing a tank top and sweat pants which were pulled down around his ankles. He recalled that the CIA Interrogator leaned over Mr. AL-JAMADI yelling at him and, on at least one occasion, placed his elbow on his chest. HM2 [redacted] related that at one point the hood was removed from Mr AL-JAMADI's head, and he thought he saw blood on his lip. HM2 [redacted] told SA [redacted] that Mr. AL-JAMADI had been doused with water during the interrogation. He believed LTJG [redacted] was responsible for the dousing since he recalled seeing him with a water bottle in his hand. HM2 [redacted] said the Interrogator eventually turned around and commented there were too many people in the room so he left. HM2 [redacted] denied he was in the room more than two minutes. After leaving the interrogation room, HM2 [redacted] went to the

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID)I Mosul, Iraq APO AE 09334
SIGNATURE [redacted]	DATE 18 May 2004 — EXHIBIT 35

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DETAILS:

"volleyball pit" adjacent to the interrogation room building. HM2 [redacted] recalled seeing Mr. AL-JAMADI escorted from the interrogation building to an awaiting vehicle. He stated he was hooded, barefoot, and was wearing black sweatpants. HM2 [redacted] stated that Mr. AL-JAMADI did not appear to be in distress. HM2 [redacted] did not recall who escorted Mr. AL-JAMADI to the waiting vehicle. Agent [redacted] showed HM2 [redacted] a picture of Mr. AL-JAMADI taken after his death. He looked at the picture and stated he could not recall ever seeing him. HM2 [redacted] had nothing further to add to this statement///End of Statement///

Agents Comment: HM2 [redacted] seemed to have a high degree of difficulty recalling the details surrounding the events of 4 Nov 03. He would take long pauses after certain questions apparently in an effort to search his memory for the correct answer. He often had to be given "hints" or information in an attempt to stimulate his memory. HM2 [redacted] admitted he had trouble recalling this specific operation.

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID)I Mosul, Iraq APO AE 09334
SIGNATURE [redacted]	DATE 18 May 2004 / EXHIBIT 35

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DETAILS:

About 1500, 6 May 04, SA [redacted] interviewed BMC [redacted] U.S. Navy SEAL Team Seven (ST-7), Coronado, CA, at the NAVAL SPECIAL WARFARE COMMAND HEADQUARTERS (NAVSPECWARCOM), Coronado, CA. LT [redacted] Assistant Force Judge Advocate for the Commander, NAVSPECWARCOM, San Diego, CA, was present during the interview. BMC [redacted] related that he was involved in the operation to capture Mr. Manadel AL-JAMADI and could recall details surrounding this event. BMC [redacted] indicated that [redacted] had provided ST-7 with information that Mr. AL-JAMADI was involved in Anti-Coalition activities. The mission objective was to capture Mr. AL-JAMADI and search his residence. BMC [redacted] told SA [redacted] he was the Assault Team Chief of this operation which was to be conducted on 4 Nov 03. According to [redacted] Mr. AL-JAMADI lived in an apartment outside Baghdad. BMC [redacted] related that he was responsible for the approach to, and direct clearance of Mr. AL-JAMADI's apartment. BMC [redacted] identified LCDR [redacted] as the overall Commander in charge of the operation, LT [redacted] as the Officer in Charge of the assault team, and LTJG [redacted] as the Officer in charge of the marshalling of prisoners and the organization of their exfiltration from the target location. BMC [redacted] told SA [redacted] that about 2100 or 2200, 3 Nov 03, he attended the final briefing for the operation. BMC [redacted] recalled that Mr. AL-JAMADI was described as "fairly tall" but could not recall any other details of the briefing. Involved in the operation were at least 30 Navy personnel including SEALs, Explosive Ordinance Disposal (EOD) and one linguist identified as Petty Officer Second Class [redacted]. About 5-High Mobility Multi-purpose Wheeled Vehicles (HMMWV) and two [redacted] belonging to "Other Government Agency" (OGA) made up the vehicle convoy used to transport personnel to Mr. Al-JAMADI's apartment. BMC [redacted] stated that he was seated in the right front seat of the last vehicle in the convoy. He identified others in the vehicle as HM2 [redacted] (driver), OS2 [redacted] (turret gunner), HM1 [redacted] (left rear seat), SK1 [redacted] right rear seat) and AO2 [redacted] (cargo area). BMC [redacted] told SA [redacted] that CIA personnel were also involved in the operation but he could not recall their names. BMC [redacted] stated that about 0100, 4 Nov 03, the convoy departed the Special Operations Compound at the Baghdad International Airport (BIAP) and drove to Forward Operating Base (FOB) St. Michael. About 0120, 4 Nov 03, the convoy arrived at FOB St. Michael where they conducted radio checks and coordination with elements of the 82nd Airborne Division. The convoy departed FOB St. Michael and arrived at Mr. AL-JAMADI's apartment about 0155, 4 Nov 03. OS2 [redacted] and HM2 [redacted] remained with the vehicle while a minimum of 15 personnel, including three EOD personnel, approached Mr. AL-JAMADI's third-level apartment. BMC [redacted] assumed a position in the middle, position 6 or 7, of the assault element "train" as it made its approach to the

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, Iraq, APO AE 09335
SIGNATURE [redacted]	DATE 19 May 2004 — EXHIBIT 36

CID Form 94 FOR OFFICIAL USE ONLY

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DETAILS:

apartment. He related that LT [redacted] would have been near the rear of the train and LTJG [redacted] was somewhere between he and LT [redacted]. BMC [redacted] did not recall where ABH1 [redacted] was positioned in the train. HT2 [redacted] was designated as the breacher who would place the explosive charge on the door of Mr. AL-JAMADI's apartment. BMC [redacted] related that the assault team breached, and entered, what they thought was Mr. AL-JAMADI's apartment. About 60-90 seconds after making entry, the assault team realized they were in the wrong apartment. The assault team subsequently identified the adjacent apartment as that of Mr. AL-JAMADI. BMC [redacted] and the assault element "reset" on Mr. AL-JAMADI's apartment and ABH1 [redacted] ssumed the responsibility of breacher. BMC [redacted] believed that HM1 [redacted] and IT2 [redacted] provided security for ABH1 [redacted] as he approached Mr. AL-JAMADI's apartment to place the breaching charge. BMC [redacted] related that the assault team remained in the neighboring apartment waiting for the detonation of the breaching charge, or the verbal alert of "open" which would indicate the establishment of a clear path into Mr. AL-JAMADI's apartment and initiate entry into the apartment. BMC [redacted] stated that he heard someone yell "open" which triggered the assault team to make entry. BMC [redacted] told SA [redacted] that lights were on in the apartment when he entered but he did not see ABH1 [redacted] He related that he saw ABH1 [redacted] n the apartment a short time later with Mr. AL-JAMADI. Mr. AL-JAMADI was face down on the floor with his hands secured behind his back and his head concealed by a sandbag. BMC [redacted] related that he did not see Mr. AL-JAMADI's face, due to the sandbag, and did not see any injuries on his person. He told SA [redacted] that he did not recall anything abnormal about Mr. AL-JAMADI's breathing, if he was struggling and/or screaming, or what he was wearing. BMC [redacted] related that Mr. AL-JAMADI's apartment was cleared "very quickly" estimating that Mr. AL-JAMADI was in custody, and his apartment cleared, within three minutes of the initial breach into the wrong apartment. BMC [redacted] elated that Mr. AL-JAMADI, as well as an Iraqi National taken from the first (wrong) apartment, were ultimately escorted to the waiting vehicles and transported to a pre-designated point for [redacted]. BMC [redacted] denied seeing Mr. AL-JAMADI being placed into the prisoner transport vehicle and also denied seeing him during the source identification. After Mr. AL-JAMADI was positively identified, the convoy moved to FOB St. Michael where they remained for 15-20 minutes. During this time Mr. AL-JAMADI remained in the prisoner transport vehicle. BMC [redacted] related the convoy returned to BIAP between 0300 and 0400, 4 Nov 03. BMC [redacted] told SA [redacted] that Mr. AL-JAMADI was off- loaded into the volleyball court at the SEAL compound but denied actually seeing him placed at this location. He stated that Mr. AL-JAMADI was eventually taken into the interrogation room located in a building adjacent to the volleyball court for interrogation by the CIA. BMC [redacted] told SA [redacted] that he never entered the interrogation room during Mr.

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, Iraq, APO AE 09335
SIGNATURE [redacted]	DATE 19 May 2004 — EXHIBIT 36

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DETAILS:

AL-JAMADI's interrogation. He related that either LT[redacted] or LTJG[redacted] would have been present inside the interrogation room at all times. BMC [redacted] recalled that a CIA interrogator named [redacted] and a "few other OGA personnel" were involved in Mr. AL-JAMADI's interrogation. He believed the additional OGA personnel included a [redacted], a [redacted] with a [redacted] and [redacted] appearing to be in his late [redacted] and possibly a person known to him as "[redacted]." He added that 2-3 [redacted] were also present during the interrogation. BMC [redacted] related that Mr. AL-JAMADI was kept at the SEAL compound for about one hour before being taken away by OGA personnel. BMC [redacted] related that, from a distance of about 10,' he watched as Mr. AL-JAMADI was led from the interrogation building by two unidentified [redacted] personnel and placed in an OGA [redacted] for transport to Abu Ghraib Prison. He recalled that Mr. AL-JAMADI's head was concealed by a sandbag, his hands were secured behind his back, and he was wearing a dark in color "dishdash." Mr. AL-JAMADI appeared to be cooperative with no medical distress. BMC [redacted] denied that Mr. AL-JAMADI was handled in a rough manner when placed into the vehicle. BMC [redacted] told SA [redacted] that he believed he was talking to LCDR [redacted] at the time Mr. AL-JAMADI was placed in the vehicle but did not recall any other SEAL personnel in the area. BMC [redacted] stated that he heard later in the day that Mr. AL-JAMADI had died from a heart attack or other natural cause. BMC [redacted] related that ABH1 [redacted] spoke with him regarding his physical encounter with Mr. AL-JAMADI but did not go into detail. BMC [redacted] had no recollection of what he was told by ABH1 [redacted] BMC [redacted] clarified that he only saw Mr. AL-JAMADI for two brief moments during the operation and never saw any injuries on his person. BMC [redacted] had no further information to add to this statement.///End of Statement///

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
SA [redacted]	75th MP DET (CID) Mosul, Iraq, APO AE 09335
SIGNATURE [redacted]	DATE 19 May 2004 — EXHIBIT 36

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0237-03-CID259-61219

Basis for Investigation: On 30 Jun 04, this office received a Request for Assistance from the 75th Military Police Detachment (CID) (FWD), Mosul, IZ, which requested this office locate, fully identify, and interview CPT [redacted], Commander, 372nd MP Company, 515th CSB, APO AE 09342.

About 1002, 1 Jul 04, SA [redacted] advised CPT [redacted] of his rights, which he invoked when he requested legal council. (See non-waiver certificate for details) ///LAST ENTRY///

SA [redacted] 78th MP DET Forward (CID)
Special Agent, [redacted] Baghdad, Iraq APO AE 09342
Signature [redacted] Date: 1 Jul 04 Exhibit: 37

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LAW ENFORCEMENT SENSITIVE

0251-CID251-ZAW

0195-04-CID259

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(g)
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your Social Security Number is voluntary.

1. LOCATION: Building 84, Camp Victory, IZ	2. DATE: [redacted] 15/04.	3. TIME: 1002	4. FILE NO.
5. NAME (Last, First, MI): [redacted]	8. ORGANIZATION OR ADDRESS: 372nd MP Company		
6. SSN: [redacted]	7. GRADE/STATUS: [redacted]		

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army Criminal Investigation Command as a Special Agent and wanted to question me about the following offense(s) of which I am suspected/accused: Conspiracy / Accessory after the Fact / Murder

Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

[redacted] not have to answer any question or say anything.

[redacted] anything I say or do can be used as evidence against me in a criminal trial.

[redacted] *personnel subject othe UCMJ* I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

- or -

(For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer [redacted] will be appointed for me before any questioning begins.

[redacted] If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS *(Continue on reverse side)*
Have you ever requested a lawyer after being read your rights? NO [redacted]

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me.

WITNESSES *(If available)*	
1a. NAME *(Type or Print)*	3. SIGNATURE OF INTERVIEWEE
b. ORGANIZATION OR ADDRESS AND PHONE	4. SIGNATURE OF INVESTIGATOR [redacted]
2a. NAME *(Type or Print)*	5. TYPED NAME OF INVESTIGATOR SA [redacted]
b. ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR 78th MP Det (CID) Camp Victory, IZ APO AE 09342

Section C. Non-waiver

1. I do not want to give up my rights
   ☒ I want a lawyer ☐ I do not want to be questioned or say anything

2. SIGNATURE OF INTERVIEWEE [redacted]

ATTACH THIS WAIVER CERTIFICATE TO ANY SW[redacted] SUSPECT/ACCUSED

[redacted] USE ONLY

DA FORM 3881, NOV 89 EDITION OF NOV 84 IS OBSOLETE USAPPC V1.00

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EXHIBIT 38

LAW ENFORCEMENT SENSITIVE

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PART II - RIGHTS WARNING PROCEDURE

THE WARNING

1. WARNING - Inform the suspect/accused of:
   a. Your official position.
   b. Nature of offense(s).
   c. The fact that he/she is a suspect/accused.
2. RIGHTS - Advise the suspect/accused of his/her rights as follows:
   "Before I ask you any questions, you must understand your rights."
   a. "You do not have to answer my questions or say anything."
   b. "Anything you say or do can be used as evidence against you in a criminal trial."
   c. (For personnel subject to the UCMJ) "You have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with you during questioning. This lawyer can be a civilian you arrange for at no expense to the Government or a military lawyer detailed for you at no expense to you, or both."

   - or -

   (For civilians not subject to the UCMJ) You have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with you during questioning. This lawyer can be one you arrange for at your own expense, or if you cannot afford a lawyer and want one, a lawyer will be appointed for you before any questioning begins."
   d. "If you are now willing to discuss the offense(s) under investigation, with or without a lawyer present, you have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if you sign a waiver certificate."

Make certain the suspect/accused fully understands his/her rights.

THE WAIVER

"Do you understand your rights?"
(If the suspect/accused says "no," determine what is not understood, and if necessary repeat the appropriate rights advisement. If the suspect/accused says "yes," ask the following question.)

"Have you ever requested a lawyer after being read your rights?"
(If the suspect/accused says "yes," find out when and where. If the request was recent *(i.e., fewer than 30 days ago)*, obtain legal advice whether to continue the interrogation. If the suspect/accused says "no," or if the prior request was not recent, ask him/her the following question.)

"Do you want a lawyer at this time?"
(If the suspect/accused says "yes," stop the questioning until he/she has a lawyer. If the suspect/accused says "no," ask him/her the following question.)

"At this time, are you willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer and without having a lawyer present with you?" *(If the suspect/accused says "no," stop the interview and have him/her read and sign the non-waiver section of the waiver certificate on the other side of this form. If the suspect/accused says "yes," have him/her read and sign the waiver section of the waiver certificate on the other side of this form.)*

SPECIAL INSTRUCTIONS

WHEN SUSPECT/ACCUSED REFUSES TO SIGN WAIVER CERTIFICATE: If the suspect/accused orally waives his/her rights but refuses to sign the waiver certificate, you may proceed with the questioning. Make notations on the waiver certificate to the effect that he/she has stated that he/she understands his/her rights, does not want a lawyer, wants to discuss the offense(s) under investigation, and refuses to sign the waiver certificate.

IF WAIVER CERTIFICATE CANNOT BE COMPLETED IMMEDIATELY: In all cases the waiver certificate must be completed as soon as possible. Every effort should be made to complete the waiver certificate before any questioning begins. If the waiver certificate cannot be completed at once, as in the case of street interrogation, completion may be temporarily postponed. Notes should be kept on the circumstances.

PRIOR INCRIMINATING STATEMENTS:

1. If the supsect/accused has made spontaneous incriminating statements before being properly advised of his/her rights he/she should be told that such statements do not obligate him/her to answer further questions.
2. If the suspect/accused was questioned as such either without being advised of his/her rights or some question exists as to the propriety of the first statement, the accused must be so advised. The office of the serving Staff Judge Advocate should be contacted for assistance in drafting the proper rights advisal.

NOTE: If 1 or 2 applies, the fact that the suspect/accused was advised accordingly should be noted in the comment section on the waiver certificate and initialed by the suspect/accused.

WHEN SUSPECT/ACCUSED DISPLAYS INDECISION ON EXERCISING HIS OR HER RIGHTS DURING THE INTERROGATION PROCESS: If during the interrogation, the suspect displays indecision about requesting counsel (for example, "Maybe I should get a lawyer."), further questioning must cease immediately. At that point, you may question the suspect/accused only concerning whether he or she desires to waive counsel. The questioning may not be utilized to discourage a suspect/accused from exercising his/her rights. (For example, do not make such comments as "If you didn't do anything wrong, you shouldn't need an attorney.")

COMMENTS *(Continued)*

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0237-03-CID259-61219

DETAILS

About 0830, 20 Jul 04, SA [redacted] coordinated with SA [redacted] Desk Officer, 7H Desk, NCIS Headquarters, WNY Building 111, 716 Sicard ST SE, Washington, DC 20388-5380, who provided copies of the following documents:

a. Investigative Action, 1 Jul 04, detailing the interview of [redacted] who denied abusing prisoners or witnessing any other member of SEAL Team Seven abusing a prisoner.

b. Report of Investigation, 7 Jul 04, detailing the interview of [redacted] on 1 Jul 04.

c. Sworn Statement of [redacted], with an Addendum, 1 Jul 04, wherein [redacted] admitted members of SEAL Team Seven assaulted a detainee (AL-JAMAIDI) during late October or early November 2003, while in the back of a HMMWV. [redacted] stated [redacted] and [redacted] dumped cold water on the detainee. [redacted] admitted he kicked the detainee in the stomach about ten times and punched the detainee in the back rib cage area 10-15 times. [redacted] stated [redacted] and someone else (NFI) broke both of the detainee's trigger fingers. [redacted] stated most of the people present (including [redacted] and [redacted]) either hit the detainee with the muzzles of their weapons or punched him. [redacted] stated this continued for about ten minutes until [redacted] told them to stop. [redacted] stated [redacted] and [redacted] also witnessed this incident. [redacted] stated later in the day he heard that the detainee died.

d. Sworn Statement of [redacted], 1 Jul 04, wherein she stated she never personally witnessed anyone abusing prisoners while she was in Iraq. [redacted] stated when detainees were brought in, OGA agents asked her and [redacted] to leave the area. [redacted] stated this occurred on two separate occasions, after which they ([redacted] and [redacted]) stayed away from the area.

e. Transcript of an interview of [redacted], undated, wherein CAPT [redacted] and CAPT [redacted] began questioning [redacted], and he ([redacted]) requested the presence of legal counsel.

f. Transcript of a second interview of [redacted] undated, wherein CAPT [redacted] and CAPT [redacted] questioned [redacted] in the presence of his defense counsel, LT [redacted] (NFI). [redacted] stated he felt he had covered for SEAL Team Seven during his interview by the CIA regarding the death of AL-JAMAIDI. [redacted] stated members of his team physically assaulted detainees, i.e. kicked, punched, twisted their testicles, etc, while transporting them from the locations where they were initially captured to Camp Jenny Posey at BIAP. [redacted] also stated members of the team physically assaulted detainees at Camp Jenny Posey in a room that they called the "Romper Room".

g. Sworn Statement of [redacted] 6 Jul 04, wherein [redacted] described how members of SEAL Team Seven assaulted detainees by kicking and punching them, kneeing them in their heads and ribs, and twisting their testicles. [redacted] stated he particularly recalled [redacted], [redacted], [redacted] and [redacted] busing

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
SA [redacted]	Detainee Assessment Task Force, USACIDC Fort Belvoir, VA 22060	
SIGNATURE [redacted]	DATE 20 Jul 04	EXHIBIT 39

DETAILS

prisoners. [redacted] stated during October or November 2003, a detainee named Manudo (AL-JAMADI) was interrogated and beaten at Camp Jenny Posey and subsequently died either en route to or at Abu Ghraib prison.

h. Sworn Statement of [redacted], 7 Jul 04, wherein [redacted] provided additional details concerning the incident.

i. Sworn Statement of [redacted], 9 Jul 04, wherein he denied mistreating any prisoners or witnessing anyone else mistreating prisoners while he was in Iraq.

j. Sworn Statement of [redacted], 9 Jul 04, wherein [redacted] stated he stayed behind and did not deploy with SEAL Team Seven. [redacted] explained his involvement in processing the team members' computers when they returned from the deployment. [redacted] stated he did not observe anything out of the ordinary on the computers when he processed them.

k. Sworn Statement of [redacted], 9 Jul 04, wherein he detailed the capture of AL-JAMAIDI and stated he did not see anyone abuse AL-JAMAIDI. [redacted] stated after they returned to Camp Posey, he saw AL-JAMAIDI on his knees on the volleyball court. [redacted] stated he noticed a blood patch about three inches in diameter seeping through the sandbag on AL-JAMAIDI's head. [redacted] stated [redacted] told him that AL-JAMAIDI hit a hooligan tool when he was put into the HMMWV. [redacted] also provided details concerning the death of Farhad MOHAMMED (CID ROI 0046-04-CID389-80649).

l. Sworn Statement of [redacted], 9 Jul 04, wherein he detailed the capture of AL-JAMAIDI and stated at no time did he have custody of AL-JAMAIDI.

m. Sworn Statement of [redacted] 9 Jul 04, wherein he explained the SEAL Team's handling procedure's in regards to prisoners. [redacted] could not provide any relevant information pertaining to AL-JAMAIDI; although he recalled many details concerning the death of Farhad MOHAMMED (CID ROI 0046-04-CID389-80649).

n. Investigative Action, 9 Jul 04, detailing the interview of [redacted], who stated he had heard about prisoner abuses but had never personally participated in or in abusing detainees. After being advised of his legal rights, [redacted] invoked his right to remain silent and seek legal counsel.

o. Investigative Action, 12 Jul 04, detailing the interview of [redacted] on 9 Jul 04, who detailed his knowledge pertaining to AL-JAMAIDI. [redacted] was uncertain if he was on the mission to capture AL-JAMAIDI, but recalled that AL-JAMAIDI had later died. [redacted] subsequently invoked his legal rights and declined to make a statement.

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
SA [redacted]	Detainee Assessment Task Force, USACIDC Fort Belvoir, VA 22060	
SIGNATURE [redacted]	DATE 20 Jul 04	EXHIBIT 39

DETAILS

p. Sworn Statement of [redacted], 13 Jul 04, wherein she related she heard AL-JAMAIDI had died at Abu Ghraib, but had no significant information concerning him.

q. Sworn Statement of [redacted], 15 Jul 04, who stated no excessive force was used during the capture of AL-JAMAIDI. [redacted] stated AL-JAMAIDI was not abused en route back to Camp Jenny Posey. [redacted] stated he never participated in the abuse of prisoners and never saw any members of SEAL Team Seven abusing prisoners.

r. Sworn Statement of [redacted], 15 Jul 04, wherein he detailed the capture of AL-JAMAIDI. [redacted] stated he never saw any abuse of detainees while in Iraq. [redacted] stated he was shocked to hear the allegations that SEAL Team members might have injured AL-JAMAIDI since he never heard or saw anything indicative of abuse on the night in question.

s. Investigative Action, 18 Jul 04, detailing the interview of [redacted] on 16 Jul 04.

t. Military Suspect's Acknowledgement and Waiver of Rights and Statement of [redacted], 16 Jul 04, wherein [redacted] described the capture and handling of AL-JAMAIDI. [redacted] stated while they were transporting AL-JAMAIDI and another detainee in a HMMWV, he saw [redacted] punch one of the detainees in the body. [redacted] stated [redacted] stated, "Hey, [redacted], give this turd a knock" or words to that effect. [redacted] stated he punched the detainee in the arm. [redacted] stated he later identified the detainee that they hit as AL-JAMAIDI based on a photograph of the SEAL Team Seven members and the detainees.

u. Investigation Action detailing the results of an attempted interrogation of [redacted] on 19 Jul 04. [redacted] invoked his legal rights and requested legal counsel.

v. Sworn Statement of [redacted], 19 Jul 04, wherein [redacted] detailed his knowledge of the capture and subsequently handling of AL-JAMAIDI. [redacted] denied assaulting AL-JAMAIDI or witnessing anyone else assaulting AL-JAMAIDI.

w. Sworn Statement of [redacted], 19 Jul 04, wherein he denied any knowledge of team members striking or hitting detainees.

x. Sworn Statement of [redacted], 19 Jul 04, wherein he detailed his involvement in the capture of AL-JAMAIDI. [redacted] stated he never saw anyone assaulting detainees.

About 0900, 20 Jul 04, SA [redacted] met with SA [redacted] SA [redacted] Division Chief, Personal Crimes Division, NCIS; SA [redacted] Squad Leader, Death Investigations, NCIS; Special Agent [redacted], NCIS; Special Investigator (SI) [redacted] CIA OIG; and Special

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
SA [redacted]	Detainee Assessment Task Force, USACIDC Fort Belvoir, VA 22060	
SIGNATURE [redacted]	DATE 20 Jul 04	EXHIBIT 39

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER
0237-03-CID259-61219

DETAILS

Investigator [redacted] CIA OIG. SI [redacted] and SI [redacted] advised their investigation had revealed that the CIA personnel involved in the interrogation of AL-JAMAIDI had not been entirely truthful in their accounts of the incident, but declined to provide specifics. SI [redacted] related one of the individuals (whom he declined to further identify) had admitted removing the sand bag that was used to hood AL-JAMAIDI. SI [redacted] stated the individual's explanation for taking the sand bag was not believable. The individual claimed he took the bag to secure it because he believed there would be an inquiry into the death and the bag might be considered significant. SI [redacted] related the individual in question claimed to have provided the bag to a security officer at the [redacted], however, further investigation had not corroborated this statement. SA [redacted] related NCIS Agents had advised [redacted] of his legal rights on 19 Jul 04, which he initially waived, then later invoked during questioning. SA [redacted] and SI [redacted] agreed to arrange re-interviews of SEAL Team Seven members at San Diego, CA on or about 23 Jul 04. SA [redacted] advised he also needed to interview SSG [redacted] concerning his knowledge of the handling of [redacted] ///LAST ENTRY///

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
SA [redacted]	Detainee Assessment Task Force, USACIDC Fort Belvoir, VA 22060	
SIGNATURE [redacted]	DATE 20 Jul 04	EXHIBIT 39

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Exhibits 40 through 62

Page(s) 269 - 362 referred to NCIS

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AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0195-04-CID259

DETAILS

At 1341, 22 Jul 04, SA [redacted] advised LTC [redacted] MNF-I C2, Victory Base, IZ APO AE 09342, of his legal rights, which he invoked and requested legal council. (See Non-Waiver Certificate for details)///LAST ITEM///

TYPED AGENT'S NAME AND SEQUENCE NUMBER	SIGNATURE	
SA [redacted], [redacted] 78th MP Det (CID) (FWD)	[redacted]	22 Jul 04

CID FORM 94-E
1 OCT 95

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EXHIBIT 63

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DODDOACID9579encl6

0257-05-CID259-61214

RIGHTS WARNING PROCEDURE/WAIVER CERTIFICATE

For use of this form, see AR 190-30; the proponent agency is ODCSOPS

DATA REQUIRED BY THE PRIVACY ACT

AUTHORITY: Title 10, United States Code, Section 3012(g)
PRINCIPAL PURPOSE: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your Social Security Number is voluntary.

1. LOCATION	2. DATE	3. TIME	4. FILE NO.
78th MP Det (CID)(FWD), Camp Victory, IZ APOAE 09342	[redacted] 22 JUL 04	[redacted] 1341	0195-04-CID259

5. NAME (Last, First, MI)	8. ORGANIZATION OR ADDRESS
[redacted]	MNF-I C2 Victory Base, Iraq APOAE 09342
6. SSN: [redacted] / 7. GRADE/STATUS: [redacted]	

PART I - RIGHTS WAIVER/NON-WAIVER CERTIFICATE

Section A. Rights

The investigator whose name appears below told me that he/she is with the United States Army Criminal Investigation Command as a Special Agent [redacted] and wanted to question me about the following offense(s) of which I am suspected/a[redacted]: Murder, Accessory After the Fact, and Conspiracy///

Before he/she asked me any questions about the offense(s), however, he/she made it clear to me that I have the following rights:

1. I do not have to answer any question or say anything.
2. Anything I say or do can be used as evidence against me in a criminal trial.
3. (For personnel subject othe UCMJ I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. This lawyer can be a civilian lawyer I arrange for at no expense to the Government or a military lawyer detailed for me at no expense to me, or both.

   - or -

   (For civilians not subject to the UCMJ) I have the right to talk privately to a lawyer before, during, and after questioning and to have a lawyer present with me during questioning. I understand that this lawyer can be one that I arrange for at my own expense, or if I cannot afford a lawyer and want one, a lawyer will be appointed for me before any questioning begins.
4. If I am now willing to discuss the offense(s) under investigation, with or without a lawyer present, I have a right to stop answering questions at any time, or speak privately with a lawyer before answering further, even if I sign the waiver below.

5. COMMENTS (Continue on reverse side)

Section B. Waiver

I understand my rights as stated above. I am now willing to discuss the offense(s) under investigation and make a statement without talking to a lawyer first and without having a lawyer present with me.

WITNESSES (If available)	3. SIGNATURE OF INTERVIEWEE
1a. NAME (Type or Print)	
b. ORGANIZATION OR ADDRESS AND PHONE	4. SIGNATURE OF I[redacted]
2a. NAME (Type or Print)	5. TYPED NAME OF INVESTIGATOR [redacted] Special Agent
b. ORGANIZATION OR ADDRESS AND PHONE	6. ORGANIZATION OF INVESTIGATOR 78th MP Det (CID)(FWD) Camp Victory, IZ APO AE 09342

Section C. Non-waiver

1. I do not want to give up my rights
   [redacted] a lawyer ☐ I do not want to be questioned or say anything
2. SIGNATURE OF INTERVIEWE[redacted]

ATTACH THIS WAIVER CERTIFICATE TO ANY SWORN STATEMENT (DA FORM 2823, [redacted]UENTLY EXECUTED BY THE SUSPECT/ACCUSED

DA FORM 3881, NOV 89 [redacted] USAPA 2.01

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EXHIBIT 64 364

LAW ENFORCEMENT SENSITIVE

DODDOACID95807

AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0237-03-CID259-61219

DETAILS:

About 1330, 8 Jun 04, SA [redacted] received the Final Latent Print Division Report (USACIL Case Number 2004-CID131-0785) for the examination of the chlorine bottle found on the shower room floor. The examination revealed that no identifiable latent prints were found or developed on the bottle. (See Lab Report for details).

About 0900, 24 May 04, SA [redacted] received Interview Reports of 1LT [redacted], 109th Medical Battalion, South Dakota National Guard, and PFC [redacted] 372nd Military Police (MP) Co., Cumberland, MD, obtained by Special Investigators [redacted] and [redacted] Central Intelligence Agency, Office of the Inspector General (CIA/OIG), regarding their knowledge of Mr. AL JAMADI's death. (See Interview Reports for details).

About 0900, 23 Jul 04, SA [redacted] received four photographs from SA [redacted] NCIS, of SEAL Team Seven (ST-7) members posing with Mr. AL JAMADI shortly after his capture. (See photographs for details).

About 0900, 18 Aug 04, SA [redacted] received an e mail notice from SA [redacted] stating that COL [redacted] had retained legal counsel and declined to be interviewed.

About 0930, 2 Sep 04, SA [redacted] received Interview Reports of SGT [redacted] B Company, 109th Medical Bn., South Dakota National Guard, SPC [redacted] HSC Co., 109th Medical Bn., Iowa National Guard, SPC [redacted] B Company, 109th Medical Bn., South Dakota National Guard, AO2 [redacted], U.S. Navy, HMCS [redacted] U.S. Navy ST-7, Coronado, CA, AOAN [redacted] U.S. Navy ST 7, Coronado, CA, GM2 [redacted] U.S. Navy ST-7, Coronado, CA, LT [redacted] U.S. Navy, Pearl Harbor, HI, and BMC [redacted] U.S. Navy, obtained by Agents [redacted] and [redacted] (See Interview Reports for details).

About 1100, 17 Sep 04, SA [redacted] received the Final Serology/DNA Division Report (USACIL Case Number 2004-CID131-0785) for the examination of coveralls recovered from the death scene. (See Lab Report for details).

About 1930, 30 Sep 04, SA [redacted] coordinated with SA [redacted] NCIS. He related that NCIS did not require any further assistance from CID regarding the Al-JAMADI investigation.

About 1330, 1 Oct 04, SA [redacted] received a Transmittal of Information from SA [redacted] The Information consisted of interviews of Navy personnel and photographs pertaining to the Al-JAMADI investigation (See NCIS reports for details).

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
SA [redacted]	75th MP DET CID (-), USACIDC Mosul, Iraq APO AE 09334	
SIGNATURE	DATE	EXHIBIT
[redacted]	1 OCT 04	65

CID FORM 94
1 FEB 77

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AGENT'S INVESTIGATION REPORT

CID Regulation 195-1

ROI NUMBER 0237-03-CID259-61219

DETAILS:

AGENTS COMMENT: Throughout the course of this investigation SA [redacted] received several news articles pertaining to this investigation from a variety of sources///LAST ITEM///.

TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION	
SA [redacted]	75th MP DET CID (-), USACIDC Mosul, Iraq APO AE 09334	
SIGNATURE	DATE	EXHIBIT
[redacted]	1 OCT 04	65

CID FORM 94
1 FEB 77

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DEPARTMENT OF THE ARMY
US ARMY CRIMINAL INVESTIGATION LABORATORY
4553 N 2ND STREET
FOREST PARK, GA 30297-5122

CILA-LP 4 May 2004

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, 75TH MILITARY POLICE DETACHMENT (CID)(-), 22ND MILITARY POLICE BATTALION, (USACIDC), APO AE 09335

SUBJECT: Latent Print Division - Final Report
USACIL Case Number 2004-CID131-0785
Submitter Case Number 0237-03-CID259-61219

EXHIBITS:

2 - Plastic bottle containing chlorine granules (Item 6, Doc 541-03).

FINDINGS:

1. No identifiable latent prints were present or developed on Exhibit 2.

2. Two original reports have been produced. These reports were completed at or near the time of the forensic examination(s) and prepared in the ordinary course of business by the undersigned. These reports were made by the regularly conducted activity as a regular practice of the United States Army Criminal Investigation Laboratory. Point of contact is the Evidence Processing Division, DSN 797-7082/7109/7110, Commercial (404) 469-7082/7109/7110, Fax DSN 797-7112, or Email: usacil@usacil.army.mil.

[redacted]
Latent Print Examiner

AN ASCLD/LAB ACCREDITED LABORATORY (SINCE 1985)

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307 DOA CID 9588 66

DEPARTMENT OF THE ARMY
US ARMY CRIMINAL INVESTIGATION LABORATORY
4553 N 2ND STREET
FOREST PARK, GA 30297-5122

CILA-EP 5 May 2004

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, 75TH MILITARY POLICE DETACHMENT (CID)(-), 22ND MILITARY POLICE BATTALION, (USACIDC), APO AE 09335

SUBJECT: Forensic Division Report(s)
USACIL Case Number 2004-CID131-0785
Submitter Case Number 0237-03-CID259-61219

1. Enclosed are the Interim Laboratory Exhibit List (Encl 1) and the Final Division Report for the Latent Print (Encl 2) Division. The Serology/DNA Division Report is pending.

2. Two original reports have been produced. These reports were completed at or near the time of the forensic examination(s) and prepared in the ordinary course of business by the forensic examiner(s) assigned to the case. These reports were made by the regularly conducted activity as a regular practice of the United States Army Criminal Investigation Laboratory. One original report is enclosed and the other is kept in the official files of this laboratory and maintained IAW AR 25-400-2 and CIDR 195-1.

3. All items received in the laboratory for examination are returned to the submitting agency upon completion of laboratory testing.

4. IAW AR 195-2, requests and fund cites for court appearances of Laboratory Examiners will be made at least 10 working days prior to the date of court proceedings.

5. Point of contact is the Evidence Processing Division, DSN 797-7082/7109/7110, Commercial (404) 469-7082/7109/7110, Fax DSN 797-7112, or Email: usacil@usacil.army.mil.

2 Encls

[redacted]
Deputy Records Custodian

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LAW ENFORCEMENT SENSITIVE EXHIBIT 66

DODDOACID9584

5 May 2004

INTERIM LABORATORY EXHIBIT LISTING

SUBJECT: USACIL Case Number 2004-CID131-0785
Submitter Case Number 0237-03-CID259-61219

EXHIBITS:

1 - Jumpsuit (Item 1, Doc 541-03).
2 - Plastic bottle containing chlorine granules (Item 6, Doc 541-03).

DEPARTMENT OF THE ARMY
US ARMY CRIMINAL INVESTIGATION LABORATORY
4553 N 2ND STREET
FOREST PARK, GA 30297-5122

0237-03-CID259 61219

CILA-SD 19 May 2004

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, 75TH MILITARY POLICE DETACHMENT (CID)(-), 22ND MILITARY POLICE BATTALION, (USACIDC), APO AE 09335

SUBJECT: Serology/DNA Division - Final Report
USACIL Case Number 2004-CID131-0785
Submitter Case Number 0237-03-CID259-61219

EXHIBITS:

1 - Jumpsuit (Item 1, Doc 541-03).
2 - Bottle (Item 6, Doc 541-03).

FINDINGS:

1. Presumptive testing indicated the presence of blood on twenty stains from Exhibit 1 (jumpsuit).

2. DNA (deoxyribonucleic acid) profile results were developed using PCR (Polymerase Chain Reaction) technology at the genetic loci TH01, TPOX, CSF1PO, D8S1179, D21S11, D18S51, D3S1358, vWA, FGA, D16S539, D5S818, D13S317, D7S820 and the gender determination locus amelogenin.

3. The DNA profile developed from eighteen stains (stains 1-8 and 11-20) on Exhibit 1 (jumpsuit) is from unidentified male #1.

4. The DNA profile developed from one stain (stain 10) on Exhibit 1 (jumpsuit) is a mixture consistent with contributions from unidentified male #1 and unidentified male #2.

AN ASCLD/LAB ACCREDITED LABORATORY (SINCE 1985)

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LAW ENFORCEMENT SENSITIVE

EXHIBIT 66

DODIOACID9586

CILA-SD
SUBJECT: Serology/DNA Division - Final Report
USACIL Case Number 2004-CID131-0785
Submitter Case Number 0237-03-CID259-61219

5. These results may be compared to potential contributors when suitable standards for comparison are submitted to the laboratory.

6. No DNA profile was developed from one stain (stain 9) on Exhibit 1 (jumpsuit).

7. No examinations were conducted on Exhibit 2 (bottle).

8. The above listed exhibits will be returned to the submitting agency upon the completion of laboratory testing.

9. Two original reports have been produced. These reports were completed at or near the time of the forensic examination(s) and prepared in the ordinary course of business by the undersigned. These reports were made by the regularly conducted activity as a regular practice of the United States Army Criminal Investigation Laboratory. Point of contact is the Evidence Processing Division, DSN 797-7082/7109/7110, Commercial (404) 469-7082/7109/7110, Fax DSN 797-7112, or Email: usacil@usacil.army.mil.

[redacted]
Forensic DNA Examiner

b6 7C

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DEPARTMENT OF THE ARMY
US ARMY CRIMINAL INVESTIGATION LABORATORY
4553 N 2ND STREET
FOREST PARK, GA 30297-5122

0237-03-CID259 61219

CILA-EP 24 May 2004

MEMORANDUM FOR SPECIAL AGENT IN CHARGE, 75TH MILITARY POLICE DETACHMENT (CID) (-), 22ND MILITARY POLICE BATTALION, (USACIDC), APO AE 09335

SUBJECT: Forensic Division Report(s)
USACIL Case Number 2004-CID131-0785
Submitter Case Number 0237-03-CID259-61219

1. Enclosed are the Final Laboratory Exhibit List (Encl 1) and the Final Division Report for the Serology/DNA (Encl 2) Division.

2. Two original reports have been produced. These reports were completed at or near the time of the forensic examination(s) and prepared in the ordinary course of business by the forensic examiner(s) assigned to the case. These reports were made by the regularly conducted activity as a regular practice of the United States Army Criminal Investigation Laboratory. One original report is enclosed and the other is kept in the official files of this laboratory and maintained IAW AR 25-400-2 and CIDR 195-1.

3. All items received in the laboratory for examination are returned to the submitting agency upon completion of laboratory testing.

4. IAW AR 195-2, requests and fund cites for court appearances of Laboratory Examiners will be made at least 10 working days prior to the date of court proceedings.

5. Point of contact is the Evidence Processing Division, DSN 797-7082/7109/7110, Commercial (404) 469-7082/7109/7110, Fax DSN 797-7112, or Email: usacil@usacil.army.mil.

2 Encls

[redacted]
Deputy Records Custodian

AN ASCLD/LAB ACCREDITED LABORATORY (SINCE 1985)

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CILA-EP
SUBJECT: Forensic Division Report(s)
USACIL Case Number 2004-CID131-0785
Submitter Case Number 0237-03-CID259-61219

RETURN EVIDENCE AND REPORTS TO: COMMANDER, 22ND MP BN (CID),
ATTN: EVIDENCE CUSTODIAN, APO AE 09342

24 May 2004

FINAL LABORATORY EXHIBIT LISTING

SUBJECT: USACIL Case Number 2004-CID131-0785
Submitter Case Number 0237-03-CID259-61219

EXHIBITS:

1 - Jumpsuit (Item 1, Doc 541-03).
2 - Plastic bottle containing chlorine granules (Item 6, Doc 541-03).

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Exhibits 67 - 68

Page(s) 375 - 382 referred to Central Intelligence Agency Office of the Inspector General

Exhibit 69

Page(s) 383 - 386 referred to NCIS

Exhibits 70 through 78

Page(s) 387 - 415 referred to Central Intelligence Agency Office of the Inspector General

Exhibit 79

Page(s) 416 - 495 referred to NCIS

0237-03-CID259-61215

UNCLASSIFIED - FOUO

Washington Post
June 25, 2004
Pg. 18

MP Says Prison's Top Intelligence Officer Saw Dead Detainee

By [redacted] Washington Post Staff Writer

BAGHDAD, June 24 -- The company commander of the U.S. soldiers charged with abusing detainees at Abu Ghraib prison testified Thursday that the top military intelligence commander at the prison was present the night a detainee died during an interrogation and that efforts were made to conceal the details of the detainee's death.

Capt. [redacted] commander of the 372nd Military Police Company, said he was summoned one night in November to a shower room in a cellblock at the prison, where he discovered the body of a bloodied detainee on the floor. A group of intelligence personnel was standing around the body, discussing what to do, and Col. [redacted] commander of military intelligence at the prison, was among them, [redacted] said.

[redacted] said an Army colonel named [redacted] sent a soldier to the prison mess hall for ice to preserve the body overnight. Lt. Col. [redacted] was head of the interrogation center at the prison, but it was unclear whether he was the officer to whom [redacted] referred.

~~No medics were called, [redacted] said, and the detainee's identification was never recorded.~~

[redacted] testified that he heard [redacted] say at one point, "I'm not going down for this alone."

An autopsy the next day determined that the man's death was caused by a blood clot resulting from a blow to the head, and the body subsequently was hooked up to an intravenous drip, as if the detainee was still alive, and taken out of the prison, [redacted] recalled. There is no known record of what happened to the body after that.

[redacted] testimony came during the first day of an investigative hearing for Spec. [redacted] one of seven Army reservists from the 372nd charged with abusing detainees at the prison late last year.

During investigations of alleged abuse at Abu Ghraib, statements by other witnesses have described the death of the detainee, and the corpse appears in photographs documenting abuse at the prison. But no testimony or evidence had previously indicated [redacted] was in the shower room on the night the detainee died.

During an earlier hearing for another soldier in the 372nd, Spec. [redacted] testified that a Navy SEAL team and officers from other government agencies -- referred to as OGA, a common designation for CIA operatives -- brought the detainee in alive with a bag over his head. [redacted] said he later saw that the man had been severely beaten on his face.

Intelligence officers took the detainee to a shower room used for interrogations, [redacted] said, and shackled him to a wall. "About an hour later, he died on them," [redacted] testified. "They decided to put him on ice. There was a battle between [OGA] and MI [military intelligence] as to who was going to take care of the body. A couple days later, he was finally disposed of."

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EXHIBIT 80

DODDOACID9595

[redacted] appears in two photographs that military prosecutors are using as evidence against her, including one in which she is smiling and giving the thumbs-up with the corpse in the shower room.

The Army has accused her of taking photographs of a pyramid of naked detainees and photographing and videotaping detainees who were ordered to strip and masturbate in front of other prisoners and soldiers, according to her charge sheet. She is also charged with jumping on several prisoners as they lay in a pile; with writing "[redacted] on a prisoner's leg; and with attaching wires to a prisoner's hands while he stood on a box with his head covered. She told him he would be electrocuted if he fell off the box, the documents allege.

A former pizza shop assistant manager from Alexandria, [redacted] 26, told The Washington Post last month that members of her military police unit took direction from Army military intelligence officers, Central Intelligence Agency operatives and civilian contractors who conducted interrogations at the prison.

She was not called to testify on Thursday, but [redacted] said military intelligence clearly controlled the cellblock where [redacted] and other members of her military police platoon worked the night shift.

"My MPs, they were directed by the MI people for what they wanted and how they wanted it," he said.

Earlier this week, a U.S. Army judge accepted a request by attorneys of three other soldiers charged in the Abu Ghraib case to question the top commanders in Iraq and their subordinates. The judge issued the rulings at pretrial hearings for Sgt. [redacted] Cpl. [redacted] and Staff Sgt. [redacted]

Spec. [redacted] the first soldier to face a court-martial, pleaded guilty last month and was sentenced to a year in prison.

Defense witnesses testified that [redacted] was a good soldier, quiet and well liked by the Iraqis she encountered when the 372nd was based in Hilla, south of Baghdad, before being transferred to the prison.

"She was very friendly," Sgt. 1st Class [redacted] testified at the Article 32 hearing, the military equivalent of a preliminary hearing to determine whether there is enough evidence to convene a court-martial. "Anytime we were out on the streets in al-Hilla, people would ask, 'Where's [redacted] Where's [redacted] "

[redacted] said he never had a problem with [redacted] "She did a good job," he said. "I never witnessed anything hostile. I never saw any show of force."

[redacted] hearing was held in a small courtroom at Camp Victory, a U.S. Army base near Baghdad International Airport. [redacted] petite with her brown hair pulled back into a tight bun, listened quietly as the charges against her were read. When the investigating officer asked her a question, she answered, "Yes, sir," barely above a whisper. Throughout the hearing, she scribbled notes on a white legal pad. [redacted] and Spec. [redacted] also charged with abuse, sat in a corner at the back of the courtroom.

Two other soldiers testified that they saw detainees being abused but only one reported it to a superior. Both said [redacted] was present the nights they saw detainees being mistreated.

Spec. [redacted] a military policeman, said he saw [redacted] strike a detainee in the chest.

Spec. [redacted] a military intelligence soldier, said he also was also bothered after watching the military police soldiers order three naked detainees to crawl low enough so that their genitals would scrape the floor.

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EXHIBIT 80 497

0237-03-CID259-61219

New York Times
June 25, 2004

Testimony Ties Key Officer To Cover-Up Of Iraqi Death

By [redacted]

BAGHDAD, Iraq, June 24 — The company commander of the unit charged with abusing prisoners at Abu Ghraib testified Thursday that the top military intelligence officer at the prison was in the cellblock the night a prisoner died during interrogation.

His testimony suggested the officer, Col. [redacted] was aware of efforts to conceal the death.

Testifying at a hearing for one of the seven accused members of his unit, the 372nd Military Police Company, Capt. [redacted] said that one night in November 2003, he saw the bloodied body of an Iraqi prisoner who had died during interrogation inside a shower stall in a prison cellblock. He said a number of officers were standing around it, discussing what to do.

One of them, he said, was Colonel [redacted] the head of the military intelligence at the prison. "I heard Colonel [redacted] say, 'I'm not going to go down alone for this,' " Captain [redacted] testified.

An autopsy the next day established the cause of death as a blood clot from trauma, he said.

The hearing was for Specialist [redacted] 26, of Alexandria, Va., who appears in some of the photographs of the prisoner abuse at Abu Ghraib showing a human pyramid of detainees. Specialist [redacted] also appears in a photograph with the dead detainee referred to in Captain [redacted] testimony, his body packed in ice. She has been charged with conspiracy, dereliction of duty, cruelty and maltreatment, making a false statement and assault.

In addition to Colonel [redacted] Captain [redacted] testified that among the others in the room were members of the Central Intelligence Agency. He also said there was a [redacted] major present, as well as a [redacted] named [redacted] It was not clear whether he was referring to Lt. Col. [redacted] the head of the interrogations center at Abu Ghraib.

Captain [redacted] whose testimony lasted several hours and was covered in a news pool report, said he had been told the detainee had died from "a heart attack." But, he said, the body was "bleeding from the head, nose, mouth."

The testimony appears to be the first to suggest that a senior officer was aware of a suspicious death immediately after it happened, and that he was involved in or knew of attempts to hide it. The testimony also offered a wealth of details on the case, from a request for ice to preserve the detainee's body to an attempt to spirit it out of the prison, connected to an intravenous drip to make it appear the dead man was simply ill.

Captain [redacted] testified that the detainee had been captured during a firefight and had died during his interrogation. "He died in the shower," Captain [redacted] said. "I was told that when he was brought in he was combative, that they took him up to the room and during the interrogation he passed."

The body was left locked in the shower overnight. The next day an intravenous drip was fitted to it and it was taken away. "I was told the reason they did that was they didn't want the other inmates to get upset he had passed during the interrogation," he said. He said he was told the body "was taken to Baghdad somewhere."

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EXHIBIT 80
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An American military policeman said in sworn testimony in April that the man had been brought to Abu Ghraib by "O.G.A.," initials for other government agency, or the C.I.A., with a sandbag over his head. Military guards took the prisoner to a shower room at the prison, which was used as a temporary interrogation center, according to the account by Specialist [redacted] also of the 372nd Military Police Company.

"He went into the shower for interrogation and about an hour later he died on them," said Specialist [redacted] whose account left unclear whether the detainee had been examined by a doctor or given any medical treatment before he died.

Captain [redacted] testimony added further details. He said that when Colonel [redacted] and the other officers were gathered around the body, a man he identified only as [redacted] ordered a lower-ranking officer "to get some ice out of the chow hall" to store the body.

"[redacted]" and Colonel [redacted] were "talking about the situation" and the "O.G.A. guys were visibly upset this had happened." Captain [redacted] said the incident occurred after an attack on the International Committee of the Red Cross in Baghdad. Meshing with other accounts, he said the detainee had been brought in alive by Navy Seals. Captain [redacted] said the detainee was one of three men captured; the other two had been killed in the fighting.

In his testimony, Captain [redacted] described the generally abusive atmosphere at the prison. On his first day there, he said, he noticed Iraqi inmates with underwear on their heads. Another inmate, he said, was wearing a plastic food container as underwear.

"He'd made it himself, I guess, to cover him," Captain [redacted] said. "That was one of the things that struck me as odd."

Under cross-examination, he said that some inmates at Abu Ghraib whom he described as "psychological patients," had eaten their own feces. Some prisoners wore women's underwear, he said, only because there were not enough men's briefs to go around.

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EXHIBIT 80

Los Angeles Times
August 24, 2004

Judge Demands Results In Prison Probe

He says he might drop charges against a soldier accused in the Abu Ghraib scandal if evidence isn't brought forward soon.

By [redacted] Times Staff Writer

MANNHEIM, Germany — A military judge here Monday criticized the pace of U.S. investigations into the Abu Ghraib prison scandal, saying if prosecutors did not move quickly to divulge evidence, he might dismiss charges against a soldier accused of humiliating and assaulting Iraqi detainees.

The judge, Col. [redacted] said four incomplete U.S. investigations were hindering progress in the case involving Cpl. [redacted], a military police officer who appears in many abuse-related photos taken at Abu Ghraib prison near Baghdad. The judge grew irritated when informed that in one probe, a single investigator was assigned to search hundreds of thousands of pages stored in a secret computer server.

"The government has to figure out what they want to do with the prosecution of this case," [redacted] said. He added that if the investigations, including one by the Pentagon, were not accelerated by next month, he would "seriously revisit" a motion by [redacted] lawyers to dismiss the case at a hearing in Baghdad on Oct. 21. New charges, he said, could be refiled when the reports were completed.

The judge's remarks came on the first of two days of preliminary hearings at the U.S. military base here for four soldiers charged with conspiracy, cruelty, maltreatment and other offenses. The soldiers are Spc. [redacted], Staff Sgt. [redacted] Sgt. [redacted] and [redacted] who is often described by investigators as the ringleader of the alleged criminal actions. They each face possible court-martial.

[redacted] issued a statement Monday saying he would plead guilty to "certain charges" in connection with the scandal. He is charged with maltreatment of detainees, conspiracy to maltreat detainees, dereliction of duty and wrongfully committing an indecent act. The statement did not detail which charges [redacted] would accept guilt for.

"I have concluded that what I did was a violation of the law," the statement read. "I am hopeful that all those within the Army who contributed to or participated in the chaos that was Abu Ghraib will also come forward and accept responsibility."

[redacted] preliminary hearing is scheduled for today in Mannheim.

Most of Monday's proceedings dealt with [redacted] case. The judge denied a motion by the defendant's lawyers to exclude from the case photos and other evidence seized from [redacted] computer this year. Dozens of photos show [redacted] and his girlfriend, Pfc. [redacted] with naked, half-dressed or hooded detainees. The photos have led to wider investigations into alleged abuse of detainees by U.S. troops in Iraq and Afghanistan.

The court also rejected a defense motion for a change of venue. [redacted] legal team wants to move a

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EXHIBIT 8C

possible court-martial away from Baghdad. His military lawyer, Capt. [redacted] told the court that [redacted] could not receive a fair trial in Iraq because publicity had "tainted" the case and many soldiers believed that the accused had "damaged" the U.S. mission in the Middle East.

[redacted] said there was no place where the trial could take place to escape the notoriety surrounding the scandal.

During the proceedings Monday, [redacted] a 35-year-old Army reservist and civilian prison guard from Pennsylvania, sat at a table next to his lawyers. He intermittently moved about in his chair, crossing his legs and shifting from elbow to elbow. He testified that investigators had coerced him into handing over his computer. When he was first questioned, on Jan. 14, he said, he was exhausted and stressed from days of riding in prison convoys that often came under fire.

The judge granted a defense motion to suppress a comment [redacted] made to a military investigator early on Jan. 14. The investigator testified that [redacted] had told him, "What you are looking for is on my computer." [redacted] also said he was being made a "scapegoat," according to testimony. The defense said the comment about the computer was inadmissible because [redacted] had uttered it after he had asked for a lawyer.

"[redacted] knew exactly what he was doing," said prosecutor Maj. [redacted] adding that as a military police officer, the defendant was aware of his rights when he was being questioned.

At a news conference after the hearing, [redacted] lawyer, [redacted] said government investigators ~~had not disclosed unclassified evidence, including names of military intelligence officials and civilian~~ contractors who worked at Abu Ghraib. Among reports [redacted] is awaiting is an investigation by Army Maj. Gen. [redacted] into the 205th Military Intelligence Brigade, which was responsible for the prison.

[redacted] and other military police officers at Abu Ghraib were following orders and using approved interrogation techniques, [redacted] said.

"As the MPs saw it, there was nothing wrong with it," he said. They "were consistently told to follow those orders and that they were lawful."

[redacted] said that the ordeal at the prison was not orchestrated by "seven rogue MPs" and that it "would be laughable" to say actions were not sanctioned by commanders.

When asked why [redacted] was smiling in photos depicting prisoner mistreatment, [redacted] said, "It's what I call gallows humor.... It's a way of handling stress of the moment."

[redacted] lawyer, [redacted] could not be reached for comment on his client's statement. [redacted] uncle, [redacted] who has acted as a spokesman for the family, said the family always expected that the disgraced former civilian prison guard would be punished for his role in the detainee abuse at Abu Ghraib.

"We said right from the beginning that we thought [redacted] was responsible for something, and that he was willing to take his licks, [redacted] said.

[redacted] statement also expressed concern for the well-being of Spc. [redacted] the military police officer who this year blew the whistle on the detainee abuse. [redacted] has been in protective

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DODIG/AGCID9600

military custody since receiving death threats.

"To all who have supported me, I want you to know that I have no bad feelings toward Spc. [redacted] and neither should you," the statement read. "He did what he thought was right, and it was right. I ask you to accept that and move on."

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EXHIBIT 80

0237-03-CID259 6121g

New York Times
August 26, 2004

Some Abu Ghraib Abuses Are Traced To Afghanistan

By [redacted]

WASHINGTON, Aug. 25 - Some of the aggressive tactics used by American military interrogators at Abu Ghraib prison now appear to have had their origins in shadowy corners of the campaign against terrorism, following interrogation techniques developed by Special Operations forces and the Central Intelligence Agency.

Both of the Pentagon investigations made public this week found that the practices of elite secretive forces contributed to the abuses at Abu Ghraib. The belief that "other governmental agencies were conducting interrogations using harsher techniques than allowed" under Army rules fostered "the belief that such methods were condoned," according to the report released on Tuesday by the panel headed by [redacted]

The report released on Wednesday by Maj. Gen. [redacted] said a flouting of military procedures by C.I.A. officers who had conducted interrogations inside the prison had "eroded the necessity in the minds of soldiers and civilians for them to follow Army rules."

The suggestion that the agency's practices were in part responsible for what went wrong at Abu Ghraib has reinforced a clash of cultures between the by-the-books Army and the C.I.A, which is known to operate by its own rules. A C.I.A. spokesman, [redacted] complained Wednesday that the "broad allegations" against the agency were "not supported" by the material in the [redacted] Report.

General [redacted] and other senior officers said the C.I.A. had not shared all of the information they had requested as part of their investigation, but Mr. [redacted] said the C.I.A. was conducting its own "thorough" inquiry into the conduct of the agency's employees at Abu Ghraib and elsewhere in Iraq.

More broadly, the [redacted] and [redacted] reports have provided the clearest assertion to date that the origins of some of the harsh interrogation procedures used at Abu Ghraib rested in those drawn up for use in Afghanistan, most specifically in a document prepared by Special Operations forces in February 2003 that allowed interrogators much more latitude than the rules later put into effect in Iraq.

That document became the template, the reports said, for the unauthorized practices of interrogators at Abu Ghraib from a unit of 519th Military Intelligence Battalion, which had worked closely with paramilitary forces in Afghanistan and was assigned to the 205th Military Intelligence Brigade in Iraq.

But the reports provided no indication of exactly what was contained in that document, and sections of the [redacted] Report that appeared to describe those practices in further detail were deleted from the version made public on Wednesday.

The details of C.I.A. interrogation practices at Abu Ghraib and elsewhere also remain secret, and were not spelled out in either of the Pentagon reports this week. But government officials have acknowledged that those the agency has used at times in the past on a small number of Qaeda prisoners held at secret detention centers around the world are harsher than those permitted by the military, and have in some cases included techniques like "water boarding," in which a prisoner is made to believe that he will drown.

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EXHIBIT 8

DOD-OAC-0968

employee, who had been implicated in the internal Army report. 0237-03-CID259 61219

[redacted] said it was pleased one employee was exonerated and is cooperating with the investigation. "It goes beyond our imagination and violates all of our policies for any employee to participate or remain silent while the alleged abuses such as those at Abu Ghraib went on," [redacted] spokesman [redacted] said. "If any of our employees have done anything wrong, we will take appropriate action."

The report said contract interrogators and linguists were involved in 16 of the 44 alleged abuses at the prison. According to the report, an unidentified CACI interrogator grabbed a prisoner from a vehicle, pulled him to the ground and dragged him to an interrogation booth as the prisoner tried to stand. The same CACI employee allegedly drank alcohol at the prison and refused to take orders from a military officer, saying, "I have been doing my job for 20 years and do not need a 20-year-old to tell me how to do my job."

Another CACI interrogator allegedly encouraged a soldier, Staff Sgt. [redacted] to abuse a detainee after a shooting incident at the prison, and did not stop [redacted] from covering the detainee's mouth and nose, preventing him from breathing. [redacted] has pleaded guilty to some charges of abuse of prisoners. The interrogator also allegedly used [redacted] presence as a threat to prisoners and used dogs during the roundup of detainees.

A third CACI employee is accused of humiliating a prisoner by shaving his head and beard and forcing him to wear red women's underwear.

The report also alleges that a civilian interpreter wearing a military uniform raped a 15- to 18-year-old male detainee while a female soldier took pictures. The incident's date and participants could not be confirmed, but the report said the description of the interpreter partially matches that of a [redacted] employee. The allegation is still being investigated, the report said.

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EXHIBIT 80

DODDOACID9603

Washington Post
August 26, 2004
Pg. 18

0237-03-CID259 61219

6 Employees From CACI International, Titan Referred For Prosecution

By [redacted] and [redacted] Washington Post Staff Writers

The three generals investigating the abuses at Abu Ghraib prison determined that six civilian contract employees participated in or failed to report abuse of prisoners, and they referred those individuals to the Justice Department for prosecution.

The employees worked for CACI International Inc., of Arlington, which provided interrogators at the prison, and Titan Corp., which provided translators. The report, which also said the Army failed to properly monitor contractors, provided the clearest view yet of the role contractors played in the prison abuses.

The report alleged that CACI interrogators used dogs to scare prisoners, placed detainees in unauthorized "stress positions" and encouraged soldiers to abuse prisoners at Abu Ghraib. Titan employees hit detainees and stood by while soldiers physically abused prisoners, according to the report.

"The use of contract interrogators and linguists at Abu Ghraib was problematic . . . from a variety of perspectives," the report said. The military was "unprepared for the arrival of contract interrogators and had no training to fall back on in the management, control, and discipline of these personnel."

The investigation found that about half of CACI's interrogators were not properly trained and that the military officer in charge of interrogations did not screen them before allowing them to conduct interrogations. In some cases, CACI interrogators supervised military personnel, which the company has said they were not authorized to do.

Investigators referred four contract employees to the Justice Department after finding they contributed to the abuse and two others for failing to report it.

The report, however, raised questions about how some contractors could be prosecuted. The CACI contract was managed by the Department of Interior. The report said that companies working under contracts not issued by the Defense Department may not be subject to the Military Extraterritorial Jurisdiction Act, which says military contractors are subject to criminal prosecution when operating outside the country if they are accompanying the armed forces.

CACI said in a statement that it is cooperating with the investigation and reviewing the report. "We regret that any CACI personnel are alleged to have engaged in inappropriate behavior."

An Army report released in May accused one CACI employee, [redacted] of being directly or indirectly responsible for the abuses. [redacted] was not named in yesterday's report. His lawyer repeated earlier assertions that his client had done nothing wrong.

While contending that Titan's contract produced "generally positive results," the report noted that on occasion linguists were removed from their positions for misconduct. The report cleared one Titan

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EXHIBIT 80

0237-03-CID259 6121

But the [redacted] Report does describe a case in which a C.I.A. officer working at Abu Ghraib brandished a loaded weapon in an interrogation room, in violation of military rules.

It says Lt. Col. [redacted], the head of the military interrogation center at the prison, became "fascinated with the 'other government agencies,' a term used mostly to mean the Central Intelligence Agency, who were operating at the prison," and waived a rule that should have required military officers to monitor C.I.A. interrogations there.

In the future, the report urged, all government agencies operating in Iraq should have to follow a uniform set of interrogation practices.

The report also describes sharp tensions between the military and the C.I.A. at Abu Ghraib, particularly over the agency's use of the prison to hide so-called ghost detainees, in violation of military rules.

Among the episodes described in the report were eight cases in which C.I.A. officers persuaded military personnel to house Iraqi prisoners at Abu Ghraib without accounting for them, including a case in which it took appeals from Secretary of State [redacted] and the Saudi government to track down three Saudis whom the C.I.A. had installed at the prison under assumed names. The Saudis were later released.

Intelligence officials have said they suspended that practice last January, but defended it as sometimes appropriate temporarily, to prevent news from circulating about the capture of individuals with particular intelligence value.

Mr. [redacted] of the C.I.A said: "We don't take issue with the report's conclusion that military personnel were confused regarding the role and authorities of different government entities. Better prior consultations, including memorandums of understanding and clearer guidance, would have provided a better guide to the military personnel on duty."

Intelligence officials said the C.I.A.'s inspector general was already carrying out a series of investigations of the agency's involvement in alleged abuses in Iraq, including the handling of the "ghost detainees."

Among the cases under investigation is a previously disclosed episode in November 2003 involving the death of an Iraqi detainee who was taken to Abu Ghraib by C.I.A. officers and whose body was wrapped in plastic and packed in ice before being removed. The prisoner, identified in the report only as Detainee-[redacted] had been captured by a Navy Seal team and had been injured when struck on the head with the butt of the rifle by a Seal, the [redacted] Report said.

Intelligence officials have long said they believed that members of the military, not the C.I.A. employees, bore responsibility for the prisoner's death, and the [redacted] Report said an autopsy conducted later had concluded that the prisoner had "died of a blood clot in the head, likely as a result of injuries he sustained during apprehension."

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EXHIBIT

DODDOACID9605

COPY

0237-03-CID259-612

EVIDENCE./PROPERTY CUSTODY DOCUMENT

For use of this form see AR 190-45 and AR 195-5; the proponent agency is US Army Criminal Investigation Command

MPR/CID SEQUENCE NUMBER
0237-03-CID259- 61219

CRD REPORT/CID ROI NUMBER
61219

RECEIVING ACTIVITY	LOCATION
12th MP Detachment (CID)	Camp Victory, Iraq APO AE 09335
NAME, GRADE AND TITLE OF PERSON FROM WHOM RECEIVED OWNER Crime Scene OTHER X	ADDRESS (*Include Zip Code*) N/A

LOCATION FROM WHERE OBTAINED	REASON OBTAINED	TIME/DATE OBTAINED
From the floor of the shower room on the second floor of the Abu Ghraib Prison facility.	Evidence	1023-1024 5 Nov 03

ITEM NO.	QUANTITY	DESCRIPTION OF ARTICLES (*Include model, serial number, condition and unusual marks or scratches*)
1	1	Plastic bag, clear in color, plastic type construction, containing one orange jumpsuit and numerous rubber gloves and other trash articles. Placed in a paper bag and sealed. Marked for identification on the seal with 1023 / 5 Nov 03 / [redacted] (Shower floor)
2	1	Plastic container, white in color, plastic type construction with a yellow plastic lid, with a label "HTH Clean and Scrub Granules Chlorinator". The plastic container contains a substance suspected to be chlorine. Marked for identification with 1024 / 5 Nov 03 / [redacted] (Shower floor)
		//Last Item//

CHAIN OF CUSTODY

ITEM NO.	DATE	RELEASED BY	RECEIVED BY	PURPOSE OF CHANGE OF CUSTODY
1-2	5 Nov 03	SIGNATURE NAME, GRADE OR TITLE Crime Scene	SIGNATURE [redacted] SA [redacted]	Evaluation as Evidence
1-2	5 NOV 03	SIGNATURE [redacted] NAME, GRADE OR TITLE SA [redacted]	SIGNATURE [redacted] NAME, GRADE OR TITLE SA [redacted]	Evidence "SCRCNI"
		SIGNATURE NAME, GRADE OR TITLE	SIGNATURE NAME, GRADE OR TITLE	
		SIGNATURE NAME, GRADE OR TITLE	SIGNATURE NAME, GRADE OR TITLE	
		SIGNATURE NAME, GRADE OR TITLE	SIGNATURE NAME, GRADE OR TITLE	

DA FORM 4137
1 Jul 76

Replaces DA FORM 4137, 1 Aug 74 and DA FORM 4137-R Privacy Act Statement 26 Sep 75 Which are Obsolete.

LOCATION _____

DOCUMENT NUMBER 541-03

LAW ENFORCEMENT SENSITIVE OFFICIAL USE ONLY b6 7C

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EXHIBIT 81/60

CHAIN OF CUSTODY *(Continued)*

ITEM NO.	DATE	RELEASED BY	RECEIVED BY	PURPOSE OF CHANGE OF CUSTODY
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	

FINAL DISPOSITION ACTION

RELEASE TO OWNER OR OTHER *(Name/Unit)* _____

DESTROY _____

OTHER *(Specify)*

FINAL DISPOSITION AUTHORITY

ITEM(S) _____ ON THIS DOCUMENT, PERTAINING TO THE INVESTIGATION INVOLVING _____

(Grade)

_____ (IS) (ARE) NO LONGER

(Name) *(Organization)*

REQUIRED AS EVIDENCE AND MAY BE DISPOSED OF AS INDICATED ABOVE. *(If article(s) must be retained, do not sign, but explain in separate correspondence.)*

_____

(Typed/Printed Name, Grade, Title) *(Signature)* *(Date)*

WITNESS TO DESTRUCTION OF EVIDENCE

THE ARTICLE(S) LISTED AT ITEM NUMBER(S) _____(WAS) (WERE) DESTROYED BY THE EVIDENCE CUSTODIAN, IN MY PRESENCE, ON THE DATE INDICATED ABOVE

_____

(Typed/Printed Name, Organization) *(Signature)*

EVIDENCE/PROPERTY CUSTODY DOCUMENT

For use of this form see AR 190-45 and AR 195-5; the proponent agency is US Army Criminal Investigation Command

MPR/CID SEQUENCE NUMBER: 0237-03-CID259

CRD REPORT/CID ROI NUMBER:

RECEIVING ACTIVITY	LOCATION
75th MP Det (CID)(FWD)	APO AE 09335 (Baghdad, IZ)
NAME, GRADE AND TITLE OF PERSON FROM WHOM RECEIVED [ ] OWNER Voucher 541-03 [X] OTHER	ADDRESS *(Include Zip Code)* N/A

LOCATION FROM WHERE OBTAINED	REASON OBTAINED	TIME/DATE OBTAINED
Items 1 and 2, voucher number 541-03, while in the evidence room, 22nd MP Bn (CID)(FWD), APO AE 09335, Baghdad International Airport (BIAP), Baghdad, IZ	Evidence	1012-1020/14 Mar 04

ITEM NO.	QUANTITY	DESCRIPTION OF ARTICLES *(Include model, serial number, condition and unusual marks or scratches)*
1	1	Jumpsuit, cotton type, orange in color, dirty, cut and torn. Placed in a suitable container, sealed and the container was MFID with 1012/14 Mar 04/[redacted] (Item 1, VO 541-03)
2	Approx 15	Glove, rubber type, green in color, dirty. Placed in a suitable container, sealed and the container was MFID with 1016/14 Mar 04/[redacted] (Item 1, VO 541-03)
3	Approx 3	Glover, rubber type, white in color, dirty, one glove contains debris. Placed in a suitable container, sealed and the container was MFID with 1016/14 Mar 04/[redacted] (Item 1, VO 541-03)
4	Approx 5	Gauze and paper type debris, dirty. Placed in a suitable container, sealed and the container was MFID with 1017/14 Mar 04/[redacted] (Item 1, VO 541-03)
5	2	Plastic bag, one, clear in color and one paper bag, brown in color, which held items 1-4. Placed in a suitable container, sealed and the container was MFID with 1017/14 Mar 04/[redacted]. (Item 1, VO 541-03)
6	1	Bottle, plastic typ with yellow in color lid container a powder type cleaner. Placed in a suitable container, sealed and the container was MFID with 1020/14 Mar 04/[redacted] (Item 2, VO 541-03).
///	///	/// LAST ITEM //

CHAIN OF CUSTODY

ITEM NO.	DATE	RELEASED BY	RECEIVED BY	PURPOSE OF CHANGE OF CUSTODY
1-6	14 Mar 04	SIGNATURE: N / A NAME, GRADE OR TITLE: Voucher 541-03	SIGNATURE: [redacted] NAME, GRADE OR TITLE: SA [redacted]	Evidence
		SIGNATURE NAME, GRADE OR TITLE	SIGNATURE NAME, GRADE OR TITLE	
		SIGNATURE NAME, GRADE OR TITLE	SIGNATURE NAME, GRADE OR TITLE	
		SIGNATURE NAME, GRADE OR TITLE	SIGNATURE NAME, GRADE OR TITLE	
		SIGNATURE NAME, GRADE OR TITLE	SIGNATURE NAME, GRADE OR TITLE	

DA FORM 4137, 1 JUL 76 — Replaces DA FORM 4137, 1 Aug 74 and DA FORM 4137-R Privacy Act Statement 26 Sep 75 Which are Obsolete — USAPPC V1.00

LOCATION _____ DOCUMENT NUMBER 541-03

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EXHIBIT 81 509

		CHAIN OF CUSTODY *(Continued)*		
ITEM NO.	DATE	RELEASED BY	RECEIVED BY	PURPOSE OF CHANGE OF CUSTODY
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
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		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	
		SIGNATURE	SIGNATURE	
		NAME, GRADE OR TITLE	NAME, GRADE OR TITLE	

FINAL DISPOSAL ACTION

RELEASE TO OWNER OR OTHER *(Name/Unit)* _____

DESTROY _____

OTHER *(Specify)*

FINAL DISPOSAL AUTHORITY

ITEM(S) _____ ON THIS DOCUMENT, PERTAINING TO THE INVESTIGATION INVOLVING _____ *(Grade)*

_____ (IS) (ARE) NO LONGER
(Name) *(Organization)*

REQUIRED AS EVIDENCE AND MAY BE DISPOSED OF AS INDICATED ABOVE. *(If article(s) must be retained, do not sign, but explain in separate correspondence.)*

(Typed/Printed Name, Grade, Title) *(Signature)* *(Date)*

WITNESS TO DESTRUCTION OF EVIDENCE

THE ARTICLE(S) LISTED AT ITEM NUMBER(S) _____ (WAS) (WERE) DESTROYED BY THE EVIDENCE CUSTODIAN, IN MY PRESENCE, ON THE DATE INDICATED ABOVE.

(Typed/Printed Name, Organization) *(Signature)*

USAPPC V1.00

DODDOACID9609

DATE: 15 MAR 04

FROM: SAC, 75TH MP DET (CID) (-), BAGHDAD, IZ
TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA
CDR, HQUSACIDC, CIOP-ZA, FORT BELVOIR, VA
CDR, 75TH MP DET (CID) (FWD)
CDR, 22ND MP BN (CID)(FWD)
CDR, 3D MP GROUP (CID)
CDR, HVDCC, BIAP (LTC [redacted])
AFIP, ATTN: OAFME, ROCKVILLE MD
PROVOST MARSHAL, CJTF-7
PROVOST MARSHAL, 1ST AD
SJA, SPECIAL PROSECUTOR (COL [redacted])
LNO CID, CJTF-7 (FOR FURTHER DISTRIBUTION)

SUBJECT: CID REPORT OF INVESTIGATION- 2D STATUS/SSI/JOINT - 0237-03-CID259-61219-5H3D

DRAFTER: SA [redacted]
RELEASER: SA [redacted]

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
~~1. 04 NOV 2004/0300 - 04 NOV 2004/0845; ABU GHRAIB PRISON;~~
ABU GHRAIB, IRAQ (IZ)

2. DATE/TIME REPORTED: 04 NOV 2003, 2245

3. INVESTIGATED BY: SA [redacted], SA [redacted] [redacted], SA [redacted] SA [redacted] [redacted] SA [redacted] [redacted] SA [redacted] [redacted] SA [redacted]

4. SUBJECT(S): 1. UNKNOWN; [INVOLUNTARY MANSLAUGHTER]

5. VICTIM(S): 1. AL-JAMAIDI, MANADEL; CIV (NO DETAINEE NUMBER ASSIGNED); IRAQ; M; OTHER; ABU GHRAIB PRISON, ABU GHRAIB, IRAQ; XZ; (NFI); [INVOLUNTARY MANSLAUGHTER].

6. INVESTIGATIVE SUMMARY: THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION AND MAY CHANGE PRIOR TO THE COMPLETION OF THE INVESTIGATION.

THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION.

2D STATUS:

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THIS REPORT IS SUBMITTED TO CHANGE THE OFFENSE FROM UNDETERMINED DEATH TO INVOLUNTARY MANSLAUGHTER AND REPORT INVESTIGATIVE ACTIVITY.

ON 13 MAR 04, THIS OFFICE COORDINATED WITH THE OFFICE OF THE INSPECTOR GENERAL (OIG), CENTRAL INTELLIGENCE AGENCY (CIA). THE OIG HAS NOTIFED THE US DEPARTMENT OF JUSTICE OF A POSSIBLE VIOLATION OF 18 USC 1112 (INVOLUNTARY MANSLAUGHTER). A REVIEW OF THE FINAL AFIP AUTOPSY REPORT PERTAINING TO MR AL-JAMAIDI DISCLOSED THE MANNER OF DEATH TO BE HOMICIDE AND THE CAUSE OF DEATH TO BE BLUNT FORCE INJURIES OF THE TORSO COMPLICATED BY COMPROMISED RESPIRATION.

THE NAVAL CRIMINAL INVESTIGATION SERVICE (NCIS) INTERVIEWED MEMBERS OF THE U.S. NAVY SPECIAL WARFARE UNIT THREE (SWU-3) MEMBERS REGARDING THEIR APPREHENSION OF MR AL-JAMAIDI. THEIR INVESTIGATION, NARROW IN SCOPE, DETERMINED NO CRIMINAL ACTS WERE CONDUCTED BY THE SWU-3, WHICH CONTRIBUTED TO THE DEATH OF MR AL-JAMAIDI.

THIS A JOINT INVESTIGATION WITH THE NCIS, AND THE OIG, CIA, WHICH IS THE LEAD INVESTIGATIVE AGENCY. CID IS RESPONSIBLE FOR ~~THE COORDINATION AND/OR INTERVIEWS OF PRISON PERSONNEL WORKING~~ DURING THE TIME OF THE DEATH; COORDINATION WITH THE STAFF JUDGE ADVOCATE; COORDINATION WITH NCIS; AND SUBMISSION OF EVIDENCE TO THE US ARMY CRIMINAL INVESTIGATION LABORATORY. OIG IS RESPONSIBLE FOR EXAMINATION OF ANY COMPUTER AND/OR DIGITAL MEDIA; INTERVIEW(S) OF CIA INTERROGATION PERSONNEL; AND INTERVIEW(S) OF IDENTIFIED PERSONNEL WORKING DURING THE INTERVIEW OF MR JAMAIDI.

INVESTIGATION CONTINUES BY CID, OIG, AND NCIS.

INITIAL:

ABOUT 2245, 04 NOV 03, THIS OFFICE WAS NOTIFIED BY THE 3rd MILITARY POLICE GROUP (CID), BAGHDAD INTERNATIONAL AIRPORT (BIAP), BAGHDAD, IRAQ, OF MR AL-JAMAIDI's DEATH WHILE BEING DETAINED AT THE ABU GHRAIB PRISON.

PRELIMINARY INVESTIGATION REVEALED MR. AL-JAMAIDI WAS CAPTURED BY NAVY SEAL TEAM 7, AND SUBSEQUENTLY RESISTED APPREHENSION. MR AL-JAMAIDI WAS SUBDUED AND TRANSFERRED TO THE ABU GHRAIB PRISON, WHERE HE WAS HELD PENDING AN INTERVIEW WITH THE CIA. DURING THE INITIAL ONSET OF THE INTERVIEW WITH THE CIA, MR AL-JAMAIDI SLUMPED OVER AND LOST CONSCIOUSNESS. MEDICAL PERSONNEL WERE

SUMMONED AND ATTEMPTED TO REVIVE MR AL-JAMAIDI WITH NO RESPONSE. MR AL-JAMAIDI WAS PRONOUNCED DEAD AT 0845, 4 NOV 03.

AN AUTOPSY IS PENDING BY THE ARMED FORCES INSTITUTE OF PATHOLOGY, DOVER, DE, AT MORTUARY AFFAIRS, BIAP, IZ.

THE CASUALTY LIAISON OFFICER (CLO) IS CW3 [redacted] SPECIAL AGENT IN CHARGE, AT DNVT 302-530-4227.

7. CID REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKING IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

b6 7C

DATE: 5 NOV 2003

FROM: SAC, 12TH MILITARY POLICE DET (CID)
TO: DIRECTOR, USACRC, USACIDC, FORT BELVOIR, VA
CDR, 10TH MP BN (CID)(ABN)(FWD) //OPS//
CDR, 3D MP GROUP (CID) //OPS//
CDR, USACIDC, ATTN: CIOP-COP-CO, FORT BELVOIR, VA
AFIP, ATTN: OAFME, ROCKVILLE, MD
PROVOST MARSHAL, 1ST ARMORED DIVISION
LNO CID, CJTF-7 (FOR FURTHER DISTRIBUTION)
CDR, 320TH MILITARY POLICE BATTALION

SUBJECT: CID REPORT - INITIAL/JOINT/SSI - 0237-03-CID259-61219 - 5H9B

DRAFTER : SA [redacted]
RELEASER: SA [redacted]

UNCLASSIFIED - FOR OFFICIAL USE ONLY

1. DATES/TIMES/LOCATIONS OF OCCURRENCES:
1. 4 NOV 2003/ 0730 HRS - 4 NOV 2003/ 0730 HRS; ABU GHRAIB PRISON, ABU GHRAIB, IRAQ

2. DATE/TIME REPORTED: 4 NOV 2003, 2245 HRS

3. INVESTIGATED BY: SA [redacted], [redacted] SA [redacted] [redacted] SA [redacted], [redacted] SA [redacted]

4. SUBJECT: 1. NONE [UNDETERMINED MANNER OF DEATH].

5. VICTIM: 1. AL-JAMADI, MANADEL; CIV; IRAQ; M; OTHER; ABU GHRAIB PRISON, ABU GHRAIB, IRAQ; ZZ (NFI)[UNDETERMINED MANNER OF DEATH].

6. INVESTIGATIVE SUMMARY: THE INFORMATION IN THIS REPORT IS BASED UPON AN ALLEGATION OR PRELIMINARY INVESTIGATION AND MAY CHANGE PRIOR TO THE COMPLETION OF THE INVESTIGATION.

"THIS IS AN OPERATION IRAQI FREEDOM INVESTIGATION."

ABOUT 2245, 4 NOV 03, THIS OFFICE WAS NOTIIFED BY THE 3RD MILITARY POLICE GROUP (CID), BAGHDAD INTERNATIONAL AIRPORT (BIAP), BAGHDAD, IRAQ, OF MR. AL-JAMADI'S DEATH WHILE BEING DETAINED AT THE ABU GHRAIB PRISON.

PRELIMINARY INVESTIGATION REVEALED MR. AL-JAMADI WAS CAPTURED DURING A RAID ABOUT 0230, 4 NOV 03, AND WAS TRANSPORTED TO THE ABU GHRAIB PRISON, WHERE HE WAS BEING

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DETAINED PENDING A SCREENING INTERVIEW BY THE CENTRAL INTELLIGENCE AGENCY (CIA).

INVESTIGATION DISCLOSED THAT MR. AL-JAMADI WAS CAPTURED BY NAVY SEAL TEAM 7, AND SUBSEQUENTLY RESISTED APPREHENSION. MR. AL-JAMADI WAS SUBDUED AND TRANSFERRED TO THE ABU GHRAIB PRISON, WHERE HE WAS HELD PENDING AN INTERVIEW WITH THE CIA. DURING THE INITIAL ON-SET OF HIS INTERVIEW WITH THE CIA, MR. AL-JAMADI SLUMPED OVER AND LOST CONSCIOUSNESS. MEDICAL PERSONNEL WERE SUMMONED AND ATTEMPTED TO REVIVE MR. AL-JAMADI WITH NO RESPONSE. MR. AL-JAMADI WAS PRONOUNCED DEAD AT 0845, 4 NOV 03.

AN AUTOPSY IS PENDING BY THE ARMED FORCES INSTITUTE OF PATHOLOGY, DOVER, MD, AND IS TO BE CONDUCTED AT MORTUARY AFFAIRS, BIAP, IZ.

THE CASUALTY LIAISON OFFICER (CLO) FOR THIS MATTER IS CW2 [redacted], SPECIAL AGENT IN CHARGE, AT DNVT 302-530-4227.

THIS IS A JOINT INVESTIGATION WITH THE NAVAL CRIMINAL INVESTIGATION SERVICE (NCIS). DETERMINATION OF LEAD AGENCY AND INVESTIGATIVE RESPONSIBILITIES IS PENDING, DUE TO FURTHER COORDINATION WITH NCIS BEING DELAYED DUE TO OPERATIONAL CONDITIONS. IT IS INTENDED THAT NCIS WILL CONDUCT ALL INVESTIGATIVE ACTIVITY RELATING TO THE INVOLVEMENT OF THE SEAL TEAM 7 MEMBERS PARTICIPATING IN THE APPREHENSIONOF MR. AL-JAMADI.

INVESTIGATION CONTINUES BY USACIDC AND NCIS.

7. CID REPORTS ARE EXEMPT FROM AUTOMATIC TERMINATION OF PROTECTIVE MARKING IN ACCORDANCE WITH CHAPTER 3, AR 25-55.

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